Alameda Suffragettes Want Votes to Boost Big Fair

Exclusive Associated Press Service

Oakland Tribune.

LAST Edition

VOL. LXXIV. WEATHER—Oakland and vicinity Rain tonight and probably Wednesday, light SW winds. OAKLAND, CALIFORNIA, TUESDAY EVENING, NOVEMBER 8, 1910. 24 PAGES NO. 80

Vote Is Light Throughout Oakland

SUFFRAGETTES LOG ROLLING FOR CAUSE

Demand Support for Equal Rights in Return for Big Exposition Boost.

Alameda Society Leader Asks Commerce Chamber to Lend Its Influence.

ALAMEDA Nov 8—Espousing the cause of woman's suffrage Mrs Green Majors clubwoman and society leader of Alameda, has written a letter to the Oakland Chamber of Commerce asking that organization to use its influence in effecting the passage of a resolution in the legislature calling for the equal suffrage amendment

Acting on the assumption that turn about is fair play Mrs Majors explained today that she was asking the support of the Chamber of Commerce in exchange for the influence the women of the country have brought to bear on their husbands to cast their vote for the Panama-Pacific exposition amendment today

Mrs Majors letter follows

TEXT OF LETTER.

Alameda, Cal, Nov 8 1910
Progress and Prosperity Committee, Oakland Chamber of Commerce

Gentlemen Your circular letter asking for my influence and efforts upon the voters to vote "yes" for the bonds for the Panama-Pacific exposition was received, and I heartily complied with your request I would much prefer to vote direct "yes" for the bonds Turn about is fair play, and I now ask your honorable body to use your influence and effort upon the senators and representatives at the coming session of the legislature to have a woman's suffrage amendment to the state constitution submitted to the voters at the next general election

Yours for progress and prosperity and equal rights for all,

CORA C MAJORS

LOUDLY ACCLAIM.

Mrs Majors' plan of gaining influence and acquiring votes for the much-coveted measure which will allow women to vote is the cause of loud acclaim from the women suffragettes in the bay cities

"We will work untiringly for the passage of the amendment which must first pass both houses of the Legislature and then be submitted to the people" said Mrs I N Chapman, clubwoman and equal suffrage advocate today "Mrs Majors' scheme is admirable She is one of the best workers that the cause possesses"

"The women of the country will be largely instrumental in gaining the Panama-Pacific Exposition for San Francisco" said Mrs Majors "and I believe that in exchange for their efforts in behalf of the momentous undertaking the voters should cast their ballot in favor of the equal suffrage amendment

UP TO PEOPLE

"As all amendments to the Constitutions must be submitted to the people after the bill has passed the houses of the State Legislature it will be a measure for the voters at large to decide upon at the next general election The women have aided the voters by post card days and other means and they now ask their support in a praiseworthy cause" said Mrs Majors today

Gaining a strong hold on many Alameda women the suffragette movement has many exponents in this city Among them are Mrs James A Weymire I N Chapman Mrs L L Gilbody and Mrs Halvor Hauch

NEGROES RAID VOTING BOOTH

Throw Out White Election Officers and Assert They Will Cast Ballots.

Posses Armed With Shotguns Leave for Scene of the Trouble in Autos.

MUSKOGEE, Okla, Nov 8—A telephone message from Coweta, Okla, states that negroes took possession today of a voting booth in a schoolhouse in a negro settlement four miles from Coweta The white election officers were thrown out of the polling place the negroes declaring they would vote despite the "grandfather clause" A messenger was sent to Coweta, asking for help and two automobiles with fifteen white men armed with shotguns left for the scene of the trouble.

REBUFFED SWAIN KILLS SCHOOL TEACHER

Brink-Crazed Farm Hand Slays Girl and Turns Weapon Upon Himself

SPOKANE, Wash Nov 8—Miss Josephine Putnam of Spokane a school teacher was murdered last night by Patrick Holland a farmhand near Waverlena, where Miss Putnam had been teaching

Crazed by liquor and by her refusal to receive his attentions Holland went to the cottage where the young woman was living and shot her dead

He then shot himself the bullet entering his breast and inflicting a serious but not fatal wound

Neighbors found the woman lifeless and the man lying on the floor unconscious

Assassin Suspect Caught by Police

Jailed on Charge of Stabbing San Jose Man in Quarrel on Street.

SAN JOSE Nov 8 — Joe Portorio for whom the officers have been looking for a number of days was arrested today, for the alleged murder of Joe Escovillo who was stabbed to death in a night quarrel on San Pedro street

$2000 in Furs Stolen From San Jose Store

Burglars Break Into Rear of Building and Make Away With Loot.

SAN JOSE Nov 8—The safe and in house of Copelin & Co at 146 South First street was entered from the rear last night by burglars and goods aggregating $2000 in value were carried away

TWO RIVAL CANDIDATES
WHICH IS NEXT GOVERNOR?

HIRAM JOHNSON REPUBLICAN CANDIDATE EOR GOVERNOR

THEODORE A BELL DEMOCRATIC CANDIDATE FOR GOVERNOR

TERRIFIC EXPLOSION WRECKS LARGE MINE

TRINIDAD, Colo, Nov 8 — Mine No. 3 of the Victor American Fuel company at Delagua 22 miles northwest of here was wrecked by a terrific explosion shortly after 3 o'clock this afternoon

The mine usually employs 300 men but many were off today on account of the election It is said to have broken out The Colorado Fuel and Iron rescue car and miners from surrounding camps have been summoned

A corps of physicians is being organized here to go to the scene on a special train

Strike Guard Is Jailed As an Insane Fugitive

NEW YORK Nov 8 — Francis Magstadt, who has been working as a strike guard for the New York express companies since the strike began a week ago is held under arrest here as an escaped lunatic from the state asylum at Middletown N Y In a letter advising the police of Magstadt's escape, Dr M O Ashley superintendent of the asylum stated that the fugitive was a dangerous man and that he would need guards for his patients as soon as he heard of his apprehension

When arraigned in court, the man produced a card from a detective agency asking the police to render every courtesy to the bearer" He was heavily armed and carried a two foot club concealed in the leg of his trousers

IS FORMER INVENTOR

According to the police Magstadt until eleven years ago was the president of the American Electric fuse company, an Illinois corporation and made his home in Chicago He had invented several electric appliances and had organized this company to put them on the market He drew a substantial salary as president of the company and got royalties from his inventions

After severing his connection with the Chicago company Magstadt went to San Francisco taking with him his wife and two sons Two years ago he drifted back to his native town Monroe New York and in May was sent to the Middletown asylum by the Monroe authorities He escaped on August 16

Things have come to a fine pass said the magistrate before whom he was arraigned when insane men can join clubs and detective and this man might have gone violent and insane any time An event to Sam man that escaped from Middletown

I didn't escape he simply walked out"

Slays Saloon Man And Aged Employe

Robber Commits Double Murder in Portland and Makes His Escape.

PORTLAND Ore Nov 8—W W Chappelle proprietor of a saloon in the northern district of Portland who was shot by a robber last night died today

William Harvey an aged employe of the place who sought to capture the robber by attempting to knock him down with a chair was instantly killed

The police have thus far been unable to make any headway toward the apprehension of the murderer

'Big Bill' Is Title Of White House Calf

WASHINGTON Nov 8 — Pauline Wayne III the White House cow gave birth to a 100-pound son today They named him Big Bill because of his unusual size and vigor

'Big Bill' will go tomorrow to live on a farm in Maryland He was presented to W W Price a newspaper at whose home in the White House which is known to many public men as Big Bill

Threatened Transit Strike Called Off

PHILADELPHIA Nov 8 — It was announced late today that arbitrators had reached an agreement on the interpretation of local rules which had caused friction between the Philadelphia Rapid Transit Company and its union men It was stated that the agreement would satisfy both sides and end all talk of a strike.

INCLEMENT WEATHER HELD RESPONSIBLE FOR SLOW BALLOTING IN FIRST HOURS

Brave Snow and Rain to Cast Ballot

Parties Depending on Big Rural Turnout

Campaign Leaders Confident of Metropolis

Johnson and Bell Advocates Busy at Polls

Seventh Precinct Busiest in the Morning

Commuters Name Choice Early in Alameda

National

NEW YORK, Nov. 8.---More than a million and a half voters who will register their choice for state and congressional officers in New York state today traveled to the polls over roads white with snow. Snow was falling this morning in every part of the state, except in the northern counties. The storm of last night had ceased in Washington, Franklin, Hamilton, St. Lawrence, and Saratoga counties, but many towns in this district sent word of bad roads and threatening weather.

The Democratic leaders however say such conditions this year cannot be characterized as "Democratic weather as usually

DEPEND ON RURAL VOTE

Both the big parties this year are depending on a big rural vote and John A Dix the Democratic candidate for governor has made special appeal to the farmers The western part of the state and the southern tier of counties were buried under a blanket of snow which in Jamestown reached a foot in depth In some places as soon as the snow ceased falling it turned to a driving rain more discouraging to the relucant voter than ever In New York city the day opened with a light fall of snow that soon changed to rain and towards 11 o'clock ceased although the skies were still lowering The early voting was light except in Harlem and the lower part of the Bronx where 25 per cent of the electorate had marked their ballots by 9 o'clock

QUIET AT POLLS

The morning passed with no marked activities at the polls Among those who were the first women who had been stationed at the polls by the Republican Volunteer Workers Association They belong to the Woman's Suffrage organization One of them was Miss Mildred Bell daughter of the late Robert C Bell U S Senator from Charles Murphy's secret city in

Unless there is some change in the result expected early in the hour or two after the polls close tonight This with results from a few tight congressional districts will give one or two in New York but will give a fine idea of the vote in the uptown residence districts and if the East Side will place the expected Democratic majorities in a position to line up New York before the finish of the contests

At noon the indications were that not withstanding the decrease in registration the total city vote might measure up well with that in the presidential year 1908 From all sections came reports of lively interest and heavy balloting At the same time the voting was remarkably free from disturbances

ROOSEVELT VOTES

OYSTER BAY Nov 8 In the old town hall carry all Theodore Roosevelt drove from Sagamore Hill at noon today to the polling place in the fire company's house at Oyster Bay and cast his vote Kermit Roosevelt at the same time cast his first ballot There were three others in the college—Noah Seaman who was in charge of Colonel Roosevelt's estate Bill Doles the colonel's farm hand and James Amos his regular butler

Colonel Roosevelt had no prophecies to make He said he was sorry that the weather was rainy as it might affect the upstate vote

No matter what the result of the election he contended the Republican party will carry on the fight on the same lines

NEW YORK Nov 8—The elections of far-reaching importance were held throughout the country today In all the states members of the next national House of Representatives are being chosen except in Maine and Vermont which have already made their choice

In twenty-eight states governors and full state tickets are being elected and in many of these states the legislators elect will name United States Senators

Most of the other states where governors are not being elected will name United States senators Other states are electing minor state officers

POLL IS QUIET.

Early reports from all sections of the country show that the poll is proceeding quietly with no indications of election disorders and with general prospects of a heavy vote The weather at most points

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State

SAN FRANCISCO, Nov. 8.--At 1 o'clock the odds in favor of Johnson lengthened from 2 to 1 to 10 to 4½, with the Republican candidate as the favorite Betting on the result in this city remains at even money. A few bets have been registered today that Bell will carry San Francisco by 15,000

SAN FRANCISCO, Nov. 8.--Today was an occasion of bustle and excitement, of anxious inquiry and doubtful uncertainty on the part of the small army of candidates for political preferment who presented themselves before the electors of the community, and are awaiting the result of the contest.

The inclement weather was responsible for a comparatively light vote being polled in the early hours in certain of the districts. but had no visible effect upon others.

On the whole the voters went in a steady stream to the polls and both Republicans and Democrats expressed themselves as encouraged at the outlook at noon.

QUIET REIGNS

Comparatively quiet prevailed at Johnson headquarters in the Delmonico building The headquarters of the executive committee were open and the members of the committee about the city endeavored to line up voters and to keep in touch with the situation

SOCIALISTS BUSY

The Johnson managers reported themselves confident of victory One of the managers of the condition of the president office in the large Socialist vote in comparison with that usually cast in a gubernatorial election

At the Bell headquarters the leaders assumed a confident air they are encouraged by the outlook in this city and the few reports received from outside were favorable to their hopes A great many more workers than usual are actually stationed at the polls

Each precinct has a representative from the Democratic and Republican headquarters and numbers of special watchers have been employed by Hiram Johnson's advocates to watch for illegal voting and to canvass the returns tonight

There were little or no fights in the tenderloin and more boisterous neighborhoods and the police stationed at each booth were easily able to handle the situation and in nine instances acted as court judge and jury deciding the merits of small contentions and avoiding the necessity of arresting offenders

LOS ANGELES

LOS ANGELES Nov 8—Election day in Los Angeles dawned cloudy and threatening but the weather observer predicted that no rain would fall The darkness was so great however during the early morning hours that the voters with difficulty marked their ballots in the narrow shielded booths It is believed that a large number of misMarked ballots will result from the poor light in the polling places

The voting was heavy during the first three hours in many places upward of half the registered vote being in before 10 o'clock

Chairman Avery of the Republican county central committee expressed the opinion that the change in weather conditions in Los Angeles and Southern California would affect the Republican ticket adversely

The Republicans do not come out to

(Continued on Page 5)

Oakland

The general election for state and county officers in progress as the TRIBUNE goes to press is one of the quietest that has ever been held in Alameda county. At times there have been showers of rain, and at others a rather heavy mist.

Regardless of the great interest which has been evinced by the people during the campaign which has just closed, as also in the primary contest the early vote was far from being as heavy as had been expected. While there are some precincts in which there was very heavy balloting, at the same time there are very many other precincts in which the vote was lighter than is usually the case, especially when there has been a great deal of attention given to the contest.

SEVENTH HEAVY

In the Seventh Ward the heaviest vote cast in the morning hours of the election showed at the close would be the heaviest in the history of the ward

In one precinct of the Second Ward at 9 o'clock this morning there had been 19 votes polled This was about the first showing up of that part of the city In the Sixth Ward, there was a heavy showing in the surrounding precincts it was felt that the showing would be in keeping with that which would correct the losing hand of the election day

MAMBI DAYS PUSH

[illegible] the fine vote polled [illegible] in the morning hours [illegible] the voting [illegible] daily [illegible] interest [illegible] reason [illegible] which [illegible] people line waiting for [illegible] their ballots

From all parts of the county showed that the usual interest was displayed in the contest because there were earnest workers at the polls from the opening hour and it was their intention to remain there until the close of the poll this evening

MAMI CONVERTS

[illegible] great number of the votes polled were for the Republican nominees both in the state and county ticket At some precincts in some quarters there was quite a liberal vote cast for the Democratic nominees, but the balloting was principally for the leaders of the State ticket Bell and Spalding both of whom have made converts in this county

FIVE IN FIELD

There are five tickets in the field, Republican Democratic Union Labor, Socialist and Prohibitionist There was a sanguine feeling of success given expression to by many of the workingmen who claim that they are supporting Wilson the Socialist candidate for governor

All the Republican county candidates made a tour of the county and received assurances of warm support and as a consequence, there is little doubt that the following will be elected W S Wells as superior judge George Hans and Edward J. Terrell as senators A A Rogers, Sumner Crosby Robert J Callaghan, George Fitzgerald William C Clark, F M Smith and C C Young as members of the legislature W H Donahue district attorney John P Cook, county clerk Henry P Dalton, assessor H F Garrison auditor, Frank Barnet sheriff, James B Barber, tax collector M J Kelly treasurer Geo W Frick superintendent of schools, Charles L Nisdale, coroner, M B. Mehrmann public administrator Perry Hayland surveyor William B. Bridge and T M Kelley supervisors; George Samuels and Mortimer Smith, judges of the police courts, R B Tappan Robert Edgar and E F Johnson, justices of the peace, toge-

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TRIBUNE'S SPECIAL ELECTION BULLETIN SERVICE

Full Details of Election in California and Associated Press Bulletins From Every Section of the United States Will Be Flashed on Broadway Screen

In accordance with its usual custom, THE TRIBUNE will tonight flash election returns in front of its office on Broadway, near Twelfth street.

Full and complete news from the different wards of Oakland and Alameda county will be received in THE TRIBUNE'S election bureau by telephone and wire, and at once flashed on the bulletin.

In addition to these bulletins the full Associated Press service, covering every state in the union where an election is being held today will be received by special wire by THE TRIBUNE, and at once given to its friends on the bulletin board. In this way every person will be able at a glance to see just how the election is going both at home and in every section of the country.

The Associated Press report is an exclusive bulletin service in this city given by THE TRIBUNE. The bulletins will begin just as soon as the polls close and continue until definite results are announced.

Ayer's Sarsaparilla
Digestion

The Bradbury System

Clothes for Men and Young Men

are the finest Clothing made

Your CREDIT is GOOD

We carry all the leading styles in blue, brown, gray, tan and mixtures.

Your CREDIT is GOOD

—Single and double-breasted, in Cheviots, Tweeds and Worsteds, Serges and Mixtures.

One-Quarter Down

BALANCE

$1.00 Per Week

Your CREDIT is GOOD

You can wear the clothes while you are paying for them.

Suits $15 and up

AT THE OLD RELIABLE CREDIT HOUSE.

Eastern Outfitting Co

511–515 14TH NEAR CLAY

ALLEGED MISTAKE IN CONTRACT IS IGNORED

Council Denies Everhart's Motion for Stay of Proceedings for Grading East Seventeenth Street

When the question of grading East Seventeenth street between Eighteenth and Nineteenth avenues came up before the city council last night Councilman Everhart asked that the matter be referred back to the committee as he believed a mistake had been made in the contract and he wished to give the property owners a chance to correct the error.

This brought forth a friendly discussion between Everhart and Councilman W J Baccus chairman of the committee who said that citizens along the street were all satisfied with the contract and who objected to having the matter referred back.

MISTAKE, HE INSISTS

"I do not wish to accuse any one of being dishonest," said Everhart, "but a mistake has been made in this contract and if this is not corrected tonight these property owners will be unjustly taxed. By laying it over it will give them an opportunity to straighten up matters with the contractor."

A representative of the Belmont Construction Company explained that the amount of dirt to be moved had been figured by the city engineering department and he was [illegible] that a mistake had been made. He then explained that more dirt must be moved from one end of the street than from the other and from appearances some of the property owners were being taxed too much. This matter he explained had been settled by the property owners before the contract was let and each had agreed to pay his portion of the whole. After this explanation the motion of Councilman Everhart was denied.

STREET IMPROVEMENT

The following recommendations of the street committee were given favorable action by council:

That the Hutchinson Company be granted permission to grade, curb, macadamize etc. Nineteenth street between [illegible] and Union streets and to grade [illegible] street between Cleveland and Prospect avenue.

That the Ransome-Crummey Company be granted permission to pave [illegible] Fourteenth street between Clay and [illegible] streets.

That the petition of the Hutchinson Company to [illegible] curb and macadamize [illegible] street [illegible] Sixty-third street to the Berkeley line be [illegible].

That the Belmont Construction Company be granted permission to grade, curb and macadamize [illegible] Seventeenth street from Eighteenth avenue to Nineteenth avenue in accordance with permission heretofore granted by resolution No. [illegible].

That [illegible] half of the cost of claims [illegible] the [illegible] portion of [illegible] [illegible] be [illegible] city of Oakland.

That the [illegible] [illegible] street between [illegible] [illegible] street to remove all obstructions from [illegible] street within [illegible] day.

That the protest filed October [illegible] 1910 in regard to the grades on [illegible] and Lincoln streets be overruled.

That twenty [illegible] be given to [illegible] various streets.

That the city engineer [illegible] to [illegible] [illegible] [illegible] to [illegible] lots.

That the [illegible] [illegible] on Nineteenth street [illegible] [illegible] [illegible] side of Second street [illegible] street [illegible] 100 [illegible].

That the city engineer be directed to prepare resolution of intention for [illegible] ing Bona street and to [illegible] street from the western end of [illegible] street to the eastern line of Fruitvale avenue.

RESOLUTIONS ADOPTED

That the following resolutions of intention be adopted:

Of intention to change grades and width of sidewalks on north side of Twelfth street between Lake Shore boulevard and First avenue.

Of intention to widen [illegible] avenue from Clinton to Hugo street.

Adopt plans and specifications for the improvement of Bryant avenue between Leith street and College avenue.

Of intention to grade etc. Bryant avenue between Fifth street and College avenue.

Of intention to open Twenty-seventh avenue from the southwest termination to East Twenty-second street.

Of intention to open Fifty-first avenue from its southwest termination to East Tenth street.

That bids received October 24 1910 for the improvement of Bridge avenue and Hyde street be rejected and the clerk of the council be directed to readvertise for proposals.

That the contract for the improvement of Broadway from Piedmont avenue to Thirty-fourth street be awarded to the Ransome-Crummey Company.

BILLS PASS TO PRINT

That the following bills be passed to print:

Changing and placing the names of certain streets and avenues etc. within the city of Oakland.

Accepting Grove street between Fourteenth and Twentieth streets; Market street between Fourteenth and Seventh streets; Webster street between Fourteenth and Nineteenth streets; Grove street between Thirty-sixth and Fortieth streets.

Establishing grades and position of [illegible] on Bay View avenue.

Establishing grades on Cleveland street.

That the street commissioner be authorized to move back the curbs and reset the sidewalks where [illegible] on Moss avenue west of Piedmont avenue.

That the city attorney be requested to report on suits in regard to paving of Fifty and Sixth streets, Brush street and also in regard to culverts in Peralta creek.

That the street commissioner be requested to ascertain the opinion of the residents or property owners on Fourteenth street between Webster and Fallon streets in regard to the removing of the trees along said street.

Feared Consumption

Entirely Cured — Interesting Case.

W H Birtch, Pingham, Pa., writes: "I was in a terribly run down condition, my lungs were weak and sore and I had a dull heavy pain between the shoulders. I lost flesh very rapidly and feared I was going into consumption. After taking four bottles of Hood's Sarsaparilla I was entirely cured and never felt better."

In cases where a strengthening toning appetite-giving medicine is needed, Hood's Sarsaparilla has effected thousands of cures.

Get it today in usual liquid form or chocolated tablets called Sarsatabs.

After the Returns Many Will Have the Blues

Our $15 BLUE SERGE

possesses all the character necessary to fill the position for which it is intended—fabric — color — workmanship guaranteed by

Mesmer-Smith Co.

THE HOUSE OF MERIT

1118-26 WASHINGTON ST

COUNTESS GIVES ONE SHOW HERE

De Swirsky Will Appear Tomorrow Night at the Macdonough.

SAN FRANCISCO, Nov 8.—Countess Thamara de Swirsky, queen of all barefoot dancers, will make her only appearance in Oakland tomorrow night at the Macdonough theater and the advance sale indicates that a large and enthusiastic audience will be in attendance. The program arranged by Managers Withey and Tuttle include all of the famous numbers which attracted so much attention in the East and which caused considerable gossip among certain ones of the Newport society set who the dancer claims, criticised her for her daring because she had not hesitated to express her opinion of their cigarette smoking on the sly.

Mlle de Swirsky is distinctly a musician before she is a dancer and the poetic charm and witchery which attaches to her more spectacular numbers and the rhythm and motion of her dances serve to emphasize this fact and prove a delight to music lovers.

The countess is accompanied by a grand symphony orchestra under the direction of Herman Perlet, than whom there is no better known conductor in the country.

COSTLY PAINTINGS GIFT TO MUSEUM

Twenty-five Rare Oils Collected by R. G. Dun Become the Property of New York.

NEW YORK, Nov 8.—Twenty-five imported paintings valued at nearly half a million dollars will shortly be turned over to the Metropolitan Museum of Art by the executors of the estate of the late Colonel R. G. Dun. The death of his widow on Sunday at Hot Springs, Va., releases these works to the institution as her interest in them was only during her life time. Colonel Dun died in 1900.

Most of the paintings are excellent specimens of the work of the Barbizons including Millet, Corot and Daubigney.

They were purchased by Colonel Dun about twenty years ago and were then valued at $[illegible]0,000. They have since appreciated greatly in value.

The gift will greatly strengthen the museum along certain lines. Among the more notable paintings are Daubigney's "The Marsh," Corot's "Prairie on Forest Border," Rosa Bonheur's "Calf and Cow," Millet's "Washer Women," Dupre's "Peasant Girls in Field," Bouguereau's "Awakening of Cupid" and Troyon's "Shepherd and Sheep."

FIRST SHIP OF NEW CANADIAN NAVY ARRIVES

VICTORIA, B. C., Nov 8.—His Majesty's ship Rainbow, the first vessel of the new Canadian navy to be stationed on the Pacific Coast, reached Esquimalt yesterday from Portsmouth, England, after a run of seventy-nine days of which fifty-seven were spent at sea. She was greeted here with a royal salute of twenty-one guns, after which Admiral Kingsmill went on board and was received by the officers. William Templeman as representative of the Cabinet formally took over the vessel from the imperial authorities.

The Rainbow is a second-class steel protected cruiser of 3[illegible]0 tons and has been purchased by Canada from Great Britain to be used for the training of officers and crews for the Canadian men of war which are to be built in the near future. Another vessel, the Niobe, is stationed at Halifax for the same purpose.

ARRESTED FOR PRINTING RAILROAD PAY CHECKS

SALT LAKE CITY, Utah, Nov 8.—[illegible] In [illegible] of printing Chicago [illegible] Burlington and Quincy pay checks at an [illegible] in this city [illegible] Rod [illegible] and Elmer Peterson [illegible] of [illegible] were arrested here last night. Neither was employed at the plant but [illegible] with [illegible] employes and had [illegible] been able to [illegible] material. They had [illegible] about 300 copies of the pay checks [illegible] railroad when the officers swooped down on them.

WILL GIVE BENEFIT FOR HOMELESS WAIFS

Brooklyn Parlor, N. D. G. W., will give a [illegible] evening in Odd Fellows hall, East Oakland, for the benefit of [illegible] children. [illegible] arranging the affair is headed by [illegible] Bleis, who is being assisted by Kate Neal, Maud Cogswell, [illegible] Wolfson, Estelle McBride and Agnes Wilson.

Don't Persecute your Bowels

Cut out cathartics and purgatives. They are brutal—harsh—unnecessary. Try

CARTER'S LITTLE LIVER PILLS

Purely vegetable. Act gently on the liver, eliminate bile, and soothe the delicate membrane of the bowel. Cure Constipation, Biliousness, Sick Headache and Indigestion, as millions know.

Small Pill, Small Dose, Small Price

Genuine must bear **Signature**

Brent Good

NEW RULES WILL FAVOR SHIPPERS

Railways Make Switching Concessions That Will Benefit Chicago Merchants.

CHICAGO, Nov 8.—New switching rules which will give Chicago shippers benefits greater than those enjoyed in any other city of the country will be put in effect in the Chicago switching territory in all probability in the near future.

An agreement between representatives of the principal roads in the districts and association of shippers which provides for the absorption of all connecting line switching charge of the roads and a uniform charge throughout the district for individual switching is soon to be taken before the Illinois railroad and warehouse commission for adoption.

The agreement follows two years of negotiating between the roads and the shippers and is one of the very few instances where the two interests have gotten together in settling a difference. A bulletin to members issued by the Illinois Manufacturers Association says:

"It is the hope and expectation that the agreement will mark a new era of relations between shippers and railroads."

The central idea of the agreement is "Chicago rates for Chicago," that is the rate includes delivery within the Chicago switching district.

EXCITED BY FIRE MAN FALLS DEAD

Rancher Hastens to Put Out Flames, But Is Stricken With Heart Failure

Rushing to the rear of his residence on the Matthews ranch near San Leandro when he found that a chicken house had mysteriously caught fire, Frank Bargas, a rancher [illegible] years of age, was suddenly stricken with heart failure. He was found by his wife lying in the path leading from the house toward the chicken yard and expired before he could be moved and before the arrival of medical aid. It is thought the stroke was due to excitement over the little fire which was afterward put out by neighbors.

The body has been removed to the morgue. Bargas is survived by a widow and three small children. According to members of his family he had experienced trouble from a weak heart in the past. No arrangements have been made for the funeral.

STOCKTON ATTORNEYS BATTLE IN COURTROOM

STOCKTON, Nov 8.—While the case of Fannie Tick against Emanuel Gjurich was on trial in Judge Norton's department of the Superior Court yesterday Attorney A. H. Carpenter made [illegible] accusations against Attorney Charles Light and declared he would make an effort to have him disbarred, claiming that he had charged a statement on appeal. The court made a careful examination of the document and later in the day ruled against Attorney Carpenter's client. Judge Norton also took occasion to announce from the bench that Carpenter's statement was false and unfounded.

The heated dispute in open court was followed by another wrangle in the hallway that came near ending in blows. Carpenter said that Attorney Light was an undesirable citizen and the latter asserted he did not have [illegible] [illegible].

RUSSIANS WILL ADMIT AMATEUR PHOTOGRAPHS

WASHINGTON, Nov [illegible].—The collections of amateur photographs intended for the International Photographic Exhibition which is to be held in Moscow from March 14 to May [illegible] next will be admitted free of duty to Russia, according to a consular report received here. If any sales are made however the regular rates of tariff will be imposed. It has been suggested that exhibitors include the tariff charges in the valuation of their exhibits. Applications for admittance of exhibits must reach the Russian Photographic Society of Moscow not later than November 1.

VICTIM OF FOUL PLAY IS FOUND UNCONSCIOUS

ALEXANDRIA, Va., Nov 8.—An aged recluse, Mrs. Annie White, was found unconscious in her home here last night, her [illegible] with [illegible]. [illegible] which [illegible] lived under the [illegible] of a woman [illegible] after she [illegible] the attention [illegible] [illegible] was the victim of foul play. [illegible] searching for information that will [illegible] the mystery. A [illegible] was arrested early today but denied knowledge of the crime. The woman had been stabbed in the chest and kicked and physicians believe she had been attacked several days before her plight was revealed.

GIRL STUDENT JAILED ON FORGERY CHARGE

GREELEY, Colo., Nov 8.—Florence Dunn, a [illegible]-year-old student at the State Normal School here, was arrested on charges of forgery following a search covering several months in the course of which she was traced to the home of her parents in Salt Lake.

According to the police the girl confessed, declaring that lack of funds with which to carry on her education led her to pass two worthless checks for $2[illegible] each. At the police station she gave the name of Mrs. George W. Gale, declaring that Dunn was an assumed name. At the normal school she was known by still another name which the girl refused to disclose.

WHIST GAME PROOF MIND WAS UNBALANCED

NEW YORK, Nov 8.—As evidence that the late William F. Cree, author and publisher of a trade journal, was of unsound mind when he made his will, his sister, Mrs. Rose C. Findlay, has offered to the New York court the testimony of a trained nurse that her brother in his closing days forgot what was trumps when playing whist and had a habit, against all the rules, of turning back through the played tricks to find what cards were out.

ARE YOUR KIDNEYS WEAK?

Thousands of Men and Women Have Kidney Trouble and Never Suspect It.

Nature warns you when the track of health is not clear. Kidney and bladder trouble compel you to pass water often through the day and get up many times during the night.

Unhealthy kidneys cause lumbago, rheumatism, catarrh of the bladder, pain or dull ache in the back, joints or muscles, at times have headache or indigestion, as time passes you may have a sallow complexion, puffy or dark circles under the eyes, sometimes feel as though you had heart trouble, may have plenty of ambition but no strength, get weak and lose flesh.

If such conditions are permitted to continue serious results are sure to follow; Bright's disease, the very worst form of kidney trouble, may steal upon you.

Prevalency of Kidney Disease.

Most people do not realize the alarming increase and remarkable prevalency of kidney disease. While kidney disorders are the most common diseases that prevail, they are almost the last recognized by patient and physicians who usually content themselves with doctoring the effects, while the original disease constantly undermines the system.

A Trial Will Convince Anyone

If you feel that your kidneys are the cause of your sickness or run down condition commence taking Dr. Kilmer's Swamp-Root, the great kidney, liver and bladder remedy, because as soon as your kidneys begin to improve they will help the other organs to health. In taking Swamp-Root you afford natural help to Nature, for Swamp-Root is a gentle healing herbal compound—a physician's prescription for a specific disease.

You cannot get rid of your aches and pains if your kidneys are out of order. You cannot feel right when your kidneys are wrong.

Swamp-Root Is Pleasant to Take.

If you are already convinced that Swamp-Root is what you need, you can purchase the regular fifty-cent and one-dollar size bottles at all drug stores. Don't make any mistake but remember the name, Dr. Kilmer's Swamp-Root, and the address, Binghamton, New York, which you will find on every bottle.

Swamp-Root is always kept up to its high standard of purity and excellence. A sworn certificate of purity with every bottle.

SAMPLE BOTTLE FREE—To prove the wonderful merits of Swamp-Root you may have a sample bottle and a book of valuable information both sent absolutely free by mail. The book contains many of the thousands of letters received from men and women who found Swamp-Root to be just the remedy they needed. The value and success of Swamp-Root is so well known that our readers are advised to send for a sample bottle. Address Dr. Kilmer & Co., Binghamton, New York. Be sure to say you read this generous offer in the OAKLAND DAILY TRIBUNE. The genuineness of this offer is guaranteed.

GADSKI CONCERT KEENLY AWAITED

Noted Dramatic Soprano Is Scheduled to Appear at Ye Liberty Friday.

Mme. Johanna Gadski, hailed by many as the greatest living dramatic soprano and Wagnerian interpreter, will give her concert at Ye Liberty Playhouse Friday afternoon at 3:30 o'clock, assisted by Edwin Schneider, the young American composer pianist.

It seems superfluous to tell the music lovers of this community anything about Gadski and her art, for they all know just what a superb artist she is and everything on her programs is done just as the composer would have desired it. A Gadski concert is always a musical feast for the student, teacher and music lover.

The first part of the program will consist of two works by Schubert, two by Robert Franz and three by the immortal Brahms. Part two will include numbers by Louis V. Saar, Edward Grieg, John W. Metcalf, Margaret Ruthven Lang, Edwin Schneider and Richard Strauss.

Two great scenes from Wagner's "Tristan und Isolde" will complete Gadski's share of the program and if the "Liebestod" (Love Death) from the great music drama were the only number on the program it would well be worth traveling many miles to hear. Schneider's solo numbers will be "Aufschwung" by Schumann, Dvorak's "Humoresque" and Moszkowski's "Etude."

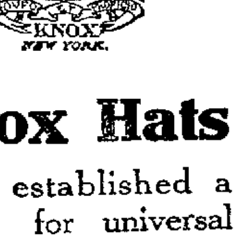
On Friday afternoon, November 18, Mme. Liza Lehmann, the famous English composer, and her quartet of English vocal artists will render Mme. Lehmann's two Song Cycles, "In a Persian Garden" and "Nonsense Songs from Alice in Wonderland," in addition to numerous solo works. Seats will be ready next Monday.

COLLIE THAT WON MANY BLUE RIBBONS IS DEAD

LOUISVILLE, Ky., Nov 8.—A collie dog for which its owner a few days ago refused $10,000, the winner of the international honors at Chicago recently and one of the world's most valuable dogs, died here last night. The dog was imported from England and although but three years old had won 152 blue ribbons in this country and England. Graystone Blue Charm was the name of the animal. He was owned by W. M. McDermitt of Louisville.

WOMAN IS MARRIED TO BOY SHE HAD ADOPTED

WELLSTON, Ohio, Nov 8.—Mrs. Sarah Stewart, 49 years of age, married James Turner, 20 years of age, her adopted son, here yesterday. As guardian of the young man Mrs. Stewart first appeared before the license clerk and signed the necessary permission for a minor to marry. The bridegroom was adopted by Mrs. Stewart when he was a baby. He was given a good education and when he grew up he decided that he could not do better than enter into a closer relation with the woman who had cared for him all his life.



Knox Hats

have established a record for universal appreciation.

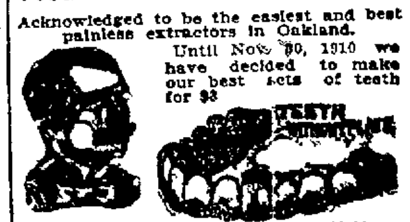
For sale at our agencies everywhere.

Save Money — Avoid Pain

Teeth Extracted Without Pain

Acknowledged to be the easiest and best painless extractors in Oakland.

Until Nov. 30, 1910, we have decided to make our best sets of teeth for $3



SET OF TEETH	$3.00
22K GOLD CROWNS	$3.00
GOLD FILLINGS	$1.00
SILVER FILLINGS	$ .50
BRIDGEWORK	$3.00

No charge for extracting when teeth are ordered. A written guarantee for 20 years with all work.

BOSTON DENTAL PARLORS.

1155½ WASHINGTON ST.

HOURS—Week days, 9 to 9; Sundays, 10 to 2

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Wash St. near 14th

PRICE BEATERS ON TRUNKS

24 years in the trunk business gives us the best lines at the best prices.

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EXPERT PAINTER AND WALL-PAPER DECORATOR.

Office and Residence, 445 Fairmont Ave. Phone Oakland 7928

SHOP, 910 HARRISON ST.

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CROSSES CONTINENT TO FACE FRAUD CHARGES

BOSTON, Nov 8.—Rev. Dr. Norman Plass, formerly president of the Washburn college, Topeka, Kas., and until two months ago the head of the Redemption Investment Company of this city, which was raided by the government last month, surrendered to the federal authorities yesterday and pleaded not guilty to a warrant charging him with the use of the mails in a scheme to defraud. Plass crossed the continent from Victoria, B. C., to face the charges.

READ THESE ITEMS

We propose to make the month of November notable for volume of business and in order to do this we will make extraordinary price concessions in every department. Here is the opportunity for every woman in Oakland and the bay cities to secure the season's very newest Suits, Coats, Skirts and Furs at special prices. Prices in every instance far below the regular selling price of the garments. Read these items:

New Man-Tailored Suits, $25.00

A new shipment of the very latest models. The materials are Fine Serges, Broadcloths, Pebble Cheviots, Zibelines, mixtures and hard-finished Worsteds, with pin stripes. Lined with guaranteed Skinner satin. The new plaited and gored skirt.

Tailored Suits $16.50

Materials are all wool broadcloth Serge, Lynchesville Cheviot and handsome homespuns. Colors black, navy, brown, green and gray. Alterations free.

Tailored Suits $19.50

Here is another splendid value. They come in mixtures, tweeds, broadcloths, diagonals, cheviots and serges. Alterations free.

Man-Tailored Suits $29.50 and $35.00

Every suit in this lot is noteworthy for splendid style, excellent material, finest lining and superior workmanship and fit. The materials include Chiffon Broadcloth, Gilbert Worsteds, fine Serges, new Tweeds and Novelty Weaves. Solid colors, shadow and pin stripes and mixed effects.

Coats, $9.75 to $50

We are showing the largest variety of new Fall and Winter Coats at $9.75 to $50.00

Extra Large Sizes in Suits, Coats, Skirts

Toggery

CLOAK & SUIT HOUSE

Eleventh and Washington Streets

Vote Throughout United States Unusually Heavy

Stimson and Dix Followers Declare That Victory Is Won

ROOSEVELT IS CONFIDENT OF SUCCESS

The State's Enemy Has Been Routed and "Beaten to Frazzle."

Dix Leaders Say Quiet of the Closing Day Is a Sure Prophecy.

NEW YORK, Nov. 8.—The New York gubernatorial campaign passed into history yesterday with Henry L. Stimson, the Republican candidate, and Theodore Roosevelt, his leading backer, making the last appeals for votes. The final word on the Democratic side was spoken Sunday night when John A. Dix, head of the ticket, sent Stimson his answers to the twelve questions telegraphed by Stimson to Dix.

Dix spent the last day of the campaign at home. Stimson opened the morning preparing an answer to his rival's letter of Sunday and the rest of the day on the stump or in an automobile hurrying between political rallies. Stimson's telegram to Dix accused him of evading the issues advanced by the Republican candidate's first message; it answered several accusations by Dix and repeated questions which Stimson considered Dix had left unanswered. Dix said Sunday night his statement issued then was positively his last word before election and he repeated this assertion when Chairman Rodie of the Democratic executive committee talked with him at Thomson yesterday afternoon.

ALL THE LEADERS CONFIDENT.

The Dix leaders declare that the quiet that prevailed yesterday on their side of the campaign was itself evidence of confidence.

"Our party machinery up-State is in better shape than at any other time in fifteen years," said Chairman Rodie. "We have not had a single message today which indicates to us that everything is not satisfactory."

Chairman Prentice of the Republican State Committee said: "I am absolutely confident we'll carry the whole ticket and I don't think the vote will be close."

Lloyd C. Griscom, chairman of the Republican County Committee, said: "The situation looks better today than it did two days ago."

Charles F. Murphy, leader of Tammany Hall, kept his opinion to himself.

No revision had been made yesterday of the estimates of the campaign managers at State headquarters here of the result of tomorrow's balloting. Democratic State Chairman Huppuch resting on his estimate of 140,000 to 160,000 plurality for John A. Dix for Governor, while Republican State Chairman Prentice claimed the State by 110,000 for Stimson.

OUSTING REPUBLICANS.

The Democrats have hopes of ousting three Republican Congressmen. In the Thirteenth district, Herbert Parsons, former Republican county chairman, is opposed by Jefferson M. Levy, who once represented the district and who has attacked Parsons for alleged sugar trust affiliations.

In the Seventh district, William S. Bennett, who was mentioned for the Republican Gubernational nomination, is opposed by Henry George Jr., son of the single tax advocate.

Tammany Hall hopes to defeat William M. Bennett, who won the Republican nomination from Congressman Van Vechten Olcott. On account of the Bennett-Olcott fight, Thomas G. Patten, the Democratic candidate, expects to overcome the normal Republican plurality.

ROOSEVELT PREDICTS VICTORY

Predicting the election of Henry L. Stimson, Theodore Roosevelt tonight completed his campaign for the Republican party, which has extended over more than a month and carried into New York, Massachusetts, New Hampshire, Ohio, Indiana and Iowa.

The Colonel delivered two speeches yesterday afternoon and six last night, not counting an address before a birthday dinner given in his honor by the Hungarian Republican Club and a campaign speech in behalf of Representative W. W. Cocks at Astoria, L. I.

"We are going to knock them through the ropes," was the way Colonel Roosevelt put it in his speeches today. He continued his attack on John A. Dix and at times switched his fire to Dix's associates on the Democratic ticket.

"We'll beat 'em to a frazzle," said Colonel Roosevelt in his last speech on Manhattan Island last night. And many of his hearers remembered that they were the identical words he had used on his way to Saratoga before the rout of the old guard in the Republican State Convention. It was rush, stop, shout, break through and away again all the length of the town.

TRY THIS HOME-MADE COUGH REMEDY

Costs Little But Does the Work Quickly, or Money Refunded.

Mix one pint of granulated sugar with ½ pint of warm water, and stir for 2 minutes. Put 2½ ounces of Pinex (five cents' worth) in a pint bottle; then add the Sugar Syrup. Take a teaspoonful every one, two or three hours.

You will find that this simple remedy takes hold of a cough more quickly than anything else you ever used. Usually ends in a deep-seated cough inside of 24 hours. Splendid, too, for whooping cough, chest pains, bronchitis and other throat troubles. It stimulates the appetite and is slightly laxative, which helps end a cough.

This recipe makes more and better cough syrup than you could buy ready-made for $2.50. It keeps perfectly and tastes pleasant.

Pinex is the most valuable concentrated compound of Norway white pine extract and is rich in guaiacol and all the natural pine elements which are so healing to the membranes. Other preparations will not work in this formula.

This plan of making cough syrup with Pinex and Sugar Syrup (or strained honey) has proven so popular throughout the United States and Canada, that it is often imitated. But the old, successful formula has never been equaled.

A guarantee of absolute satisfaction, or money promptly refunded, goes with this recipe. Your druggist has Pinex or will get it for you. If not, send to The Pinex Co., Fort Wayne, Ind.

BETTING 3 TO 1 ON DIX PRICES BRANDED 'WASH'

NEW YORK, Nov. 8.—Gossip had it yesterday and last night that the campaign betting odds in the last pre-election hours were between 3 to 1 on Dix and 3½ to 1 on Dix. The Republicans charge, however, that the betting is largely fictitious and that the prices are quoted for "wash" bets only.

Just after the close of the Stock Exchange for the day one broker offered $20,000 to $8000 on Dix and found no Stimson takers. It is said that longer odds of 3½ to 1 were accepted early in the day. A bet of $6000 to $5000 that Dix would have a plurality of 50,000 in the State was reported.

Much Stimson money from Buffalo appeared late this afternoon, but the askers wanted 4 to 1, and found no takers. A peculiar feature of the speculative records this year has been that whereas in general the odds tend to tighten at the last moment, this time they have lengthened—in current report at least.

MONTANA

HELENA, Nov. 8.—The labor vote went to the polls early in this city and a normal total seemed probable. The weather is clear and cold. The senatorial contest arouses keen interest in the legislative ticket.

ILLINOIS

CHICAGO, Nov. 8.—With prospects for a cold and cloudy day, politicians of all complexions began early today their task of getting out the vote. Claims of both sides were discounted at the last hour by the refusal of 100 000 "silent voters" to reveal their intentions to canvassers from either the Democratic or Republican parties.

WEST VIRGINIA

WHEELING, W. Va., Nov. 8. — A large vote is being cast in West Virginia today. For the first time in the history of the State women are working at the polls. They seek a constitutional amendment permitting women to hold certain appointive offices.

CONNECTICUT

NEW HAVEN, Nov. 8.—In a snow storm that prevailed over virtually the entire state today the vote proceeded quietly, with increased confidence on the part of the Democrats that Judge Baldwin, for governor, would win. In Hartford, Mr. Goodwin, the Republican nominee, expressed his belief in party success and the carrying of his home city by the Republicans.

Five cities are voting by machine and the complexion of the state, it is thought, will be indicated by the figures in these places. The Republicans have so many local fights on their hands that indications point to a gain of 60 to 70 seats in the general assembly for the Democrats.

SOUTH DAKOTA

SIOUX FALLS, S. D., Nov. 8.—Reports from points throughout the state show that a reasonably heavy vote is being cast. Republicans continue to be confident of a clean sweep in the state.

OKLAHOMA

OKLAHOMA CITY, Ok., Nov. 8.—Reports received here indicate that the proposition to substitute local option for state wide prohibition will lose by a large majority.

The proposition to grant women the right of suffrage has a good chance to win.

TUSLA.

TUSLA, Ok., Nov. 8.—Serious trouble was threatened here today when C. W. Nelons, a negro Methodist minister was refused the right to vote. A large crowd of negroes gathered around the voting booth and a clash seemed imminent when officers dispersed them.

Nelons caused a U. S. Commissioner to swear out a warrant for the election officers who denied him the right to vote. Nelons who is well educated, being able to read Latin and Greek as well as English, declared he would carry the fight to the highest court in the land.

DEAF AND DUMB COUPLE TELL WOES ON FINGERS

DES MOINES, Ia., Nov. 8.—Mrs. Emma Cupps was granted a divorce from her husband Harry Cupps, in the district court today. Both are deaf and dumb and the chief witness was deaf and dumb. Mrs. Cupps told her story of cruelty on her fingers to an interpreter who told the judge what she said. Among other things she said her husband called her names with his fingers.

CHURCH WILL HAVE RETURNS OF ELECTION

PITTSBURG, Nov. 8.—Election returns will be read tonight in the fashionable Presbyterian church of Pittsburg. Presser for a reason, the Rev. Dr. George W. Shelton, the pastor, says it is to keep the young men out of saloons. However, no Pennsylvania saloons will be open tonight.

VOTERS BRAVE STORM IN EAST

Rain and Snow Drives Political Workers Indoors in New York.

Interest in Campaign Fights Are Dampened by Cloudy Skies.

(Continued from Page 1)

is propitious for bringing out the vote. Snow has fallen in New York state and other eastern localities, but west and south the weather generally is clear and cold.

The exceptional interest taken in the election was shown by the heavy vote reported from many points during the early hours.

BOSTON'S VOTE HEAVY.

In Boston more than a quarter of the registered vote had been cast in the first two hours. In Albany, N. Y., many districts had half their vote in before 10 a. m. At Cincinnati, where President Taft cast his vote the poll during the early hours was usually heavy. Milwaukee, St. Louis, Omaha and many other points report a heavy vote.

In West Virginia women were at the polls in large numbers for the first time, working for a constitutional amendment permitting women to hold certain appointive offices.

Ex-president Roosevelt remained at Sagamore Hill early in the day, intending to cast his vote at Oyster Bay at noon.

OHIO

CINCINNATI.

CINCINNATI, Nov. 8.—The weather was clear and cool when the polls opened today. Early voting was heavy.

The voting proceeded quietly up to noon.

"Split" tickets were reported to be plentiful except in the river ward and the west section of the business district. In the strong German precincts indications were that Governor Harmon was holding the big plurality he received two years ago.

HARMON VOTES.

Governor Judson Harmon cast his ballot here a few minutes after arriving from Toledo. He cast his vote on Walnut Hills and was enthusiastically greeted as he entered and left the polling place.

He would venture no prediction as to the outcome of his campaign, but declared it had been a pleasant experience and showed by his bearing that he was hopeful of success for the entire Democratic ticket.

The President sent the following telegram to Warren G. Harding, the Republican candidate for governor:

"I congratulate you on your wonderful canvass. No matter what the result today, you have commended yourself to your fellow citizens and have effectively united Republican ranks for future contests."

COLUMBUS.

COLUMBUS, Nov. 8.—An unusually large early vote showed many negroes voting the Socialist ticket.

CLEVELAND.

CLEVELAND, Nov. 8.—The weather is raw and with a light registration points to a small vote in this city.

Despite the cold weather prevailing in all parts of the state, Ohio voters were early at the polls today, balloting on five state tickets and various local issues. By the middle of the forenoon many towns reported that nearly half the votes were in. There is considerable scratching. Both sides concede Muskingum county to Governor Harmon, Democrat. Andrew L. Harris carried the county two years ago.

Balloting was heavy during the first hour, indicating that 40 per cent of the vote would be cast by noon. Much scratching was apparent, especially in the Republican east end where the sentiment has switched to Harmon. Party leaders agree that the vote in county and city will not total more than 80,000, falling behind other years. The city registration was 75,610.

NEVADA

RENO, Nev., Nov. 8.—Prevailing indications of inclement weather will not, it is believed, keep the voters from the polls today in Nevada and an unusually heavy vote is expected throughout the state. A complete state ticket and Congressman to succeed G. A. Bartlett are to be elected. An advisory vote for United States senator to succeed George S. Nixon, Republican, will be taken. Senator Nixon is a candidate to succeed himself. Leaders of both parties predict victory.

GOLDFIELD.

GOLDFIELD, Nev., Nov. 8. — Clear weather prevails in this section and the voting is rapid. The indications are that this county will give a majority to the Republican ticket.

COLORADO

DENVER, Colo., Nov. 8.—Clear, warm weather marked the opening of the polls here and gave promise of an unusually heavy vote. A constitutional amendment for the initiative and referendum shares interest with the gubernatorial contest.

Colorado voters turned out early today. By 10:30 50 per cent of the vote had been polled in Denver, while Colorado Springs, Pueblo and other cities reported a heavy vote. Congressman John A. Martin, Democrat, is running ahead of his ticket in Pueblo. The citizens' ticket is polling heavily in Denver.

To Feel Right— Eat Right!

Try Grape-Nuts food

"There's a Reason"

CONDUCTOR FALLS DEAD WHEN TRAIN RUNS OVER MAN

WARRENSBURG, Mo., Nov. 8.—When Missouri Pacific train No. 1 ran down and killed an unidentified man yesterday afternoon, near here, L. D. Hopkins of St. Louis, the conductor, clutched at his breast, reeled and fell dead in the Pullman coach.

He had been on the road 40 years and the accident was the first that had ever occurred while he was in charge of a train.

OREGON

PORTLAND, Nov. 8.—Despite rain the early vote in Portland is heavy, but reports received from country districts indicate that the voters will be late going to the polling places. The greatest interest attaches to the election and the vote for and against prohibition. The betting on the candidates for governor was nearly even early today—10 to 9 on Jay Bowerman, Republican, over Oswald West, Democrat, being offered.

MASSACHUSETTS

BOSTON, Nov. 8. — Meagre returns on the election today showed decided Democratic gains which, if maintained throughout the State, would indicate the election of Eugene N. Foss, the Democratic candidate for Governor. The first town to report was Acushnett. Foss made a heavy gain over Vahey last year.

Election returns from 10 out of 1068 election districts give Draper, Republican, 985; Foss, Democrat, 810.

The same places in 1909 gave Draper, Republican, 788; Vahey, Democrat, 526.

Returns for governor in the state election today from 33 out of 1068 election districts give Draper (Rep.) 3459, Foss (Dem.) 3309.

The same places in 1909 gave Draper (Rep.) 3709, Vahey (Dem.) 2026.

BOSTON, Nov. 8. — The weather throughout the state is clear and cold. In some of the smaller towns the polls close shortly after noon.

NEW BEDFORD.

NEW BEDFORD, Mass., Nov. 8.—In the state election today the total vote for governor in precinct 11 was:

Draper (Republican) 72, Foss (Democrat) 141.

The vote in the same precinct last year was:

Draper (Republican) 204, Vahey (Democrat) 105.

ACUSHNET, Mass., Nov. 8.—The vote here for governor was:

Draper (Republican) 72, Foss (Democrat) 73.

Last year's vote was Draper (Republican) 71, Vahey (Democrat) 14.

WASHINGTON

SEATTLE, Nov. 8.—Warm rain is falling here and generally throughout the state. The vote will be small. In Seattle the Democrats, with the aid of the labor unions and the radical insurgents, are seeking to defeat Representative William E. Humphrey, stand-patter, and elect W. W. Black, anti-Tocoma. The Democrats, aided by the old guard Republicans, are fighting to elect Maurice Langhorne to congress and defeat Stanton Warburton, insurgent Republican. These contests center the interest.

WASHINGTON, Nov. 8.—With envious eyes Washingtonians, who are denied the right of suffrage, were watching today the citizens of the other parts of the country casting their votes.

Four members of President Taft's cabinet, who were unable to go home to vote will gather this afternoon at the White House, where wires have been installed to receive the returns. While there is little evidence in Washington today that a national election is going on, the city tonight will have every appearance of a partisan community.

MISSOURI

KANSAS CITY, Nov. 8. — Interest in the constitutional amendment providing for state-wide prohibition overshadowed every other consideration in the election today.

All-day prayer services were held in every ward in this city under the auspices of the W. C. T. U. This organization had established headquarters in each ward, where women went to places near the polls and held out-door prayer services.

The supporters of Howard F. Lea, Republican, and William P. Borland, Democratic candidates for Congress in the Fifth district, were active. Lea is the only progressive Republican congressional candidate in Missouri.

NEBRASKA

OMAHA, Nov. 8.—Not in years has the interest in an election, as shown by the early voting, been so great as today. The weather is ideal. In Omaha voting machines are in use, so the returns will be available early.

MICHIGAN

DETROIT, Nov. 8.—Election day opened clear and cold.

WYOMING

CHEYENNE, Nov. 8.—Election day in Cheyenne opened clear and pleasant. Indications point to the largest vote ever polled in Wyoming. Betting on the governorship is 2 to 1 on Carey.

Reports from various points in the state indicate that the vote will reach 40,000, the highest in years. Carey workers report that the former United States senator is running strongly for governor throughout the state.

NEW JERSEY

TRENTON, N. J., Nov. 8.—The election contest for governor opened at 6 a. m. today and will continue until 7 o'clock tonight. The early morning vote was not as heavy as expected. A cold rain fell in parts of the state.

In Trenton the voting has been light in the precincts where there is a heavy Republican vote. In these there seems to be cutting in favor of Woodrow Wilson, the Democratic candidate for governor. A big vote is being polled in South Jersey for Vivian M. Lewis.

WILSON SILENT.

"I do not like to make predictions in the face of too great uncertainty," said Woodrow Wilson, Democratic candidate for Governor, when he was asked today to make a forecast of the result of the election."

Dr. Wilson voted in a furniture shop which had been transformed into a polling place. The shop was crowded with students and citizens. The town of Princeton, which usually gives a Republican majority of 500, is claimed for Dr. Wilson.

LIGHT VOTING ORDER OF DAY THROUGHOUT CITY AND COUNTY

Inclement Weather Responsible for Slack Balloting in All of the Precincts During the Early Morning Hours

(Continued from Page 1)

ther with all the constables on the same ticket.

MELVIN FAVORITE.

Justice H. A. Melvin, who is now a member of the supreme bench and who has long been a resident of this county, is receiving as heavy a vote as was ever cast for him in this county, the number which he received at the primaries in August being in the vicinity of 10,000 and there is no doubt of his being returned to the bench. The same may be said of Justice Sloss who is making a fine run among the Republicans and Democrats in the various precincts.

Frank Jordan formerly a resident of this county, where he served two terms as county clerk, is meeting with little opposition and will have one of the heaviest votes cast today, for the position to which he aspires, namely, that of secretary of state.

Congressman Knowland will have to his credit at the close of the polls tonight, the record making run in his career because he is sweeping everything before him.

The polls will close this evening at 6 o'clock and it is expected that the result of the balloting will be declared before 8:30 o'clock.

CITY PATROLLED.

Members of the night detail of police have been given orders to take double duty and are assisting today in patrolling the entire city, to assure order during the election. Many of the larger polling places have an officer within call all the time, while in other portions of the city it has been necessary for one man to cover two or more voting booths, as there are only 75 officers to the 110 polling places.

Under instructions from Superintendent of Police Wilson the men are reporting in to the central station frequently for orders and reporting conditions in their districts. During the morning and the afternoon up to the hour of going to press, reports show that the election is being carried on in the most orderly manner, and that little difficulty is being experienced in handling the voting machines. All saloons are closed, and no liquor is being sold. Judges Mortimer Smith and George Samuels held a short session at the police courts this morning to release the overnight lodgers at the city prison, taken in for drunkenness who had been given time to become sober. No arrests for drunkenness have since been made.

GAIN STRENGTH.

All through the entire annexed district from Fruitvale to Elmhurst and from San Leandro to Hayward the Republican party has been gaining strength all day, and from present indications it is believed that Hiram Johnson will carry the entire district east of the city of Oakland about two to one.

Throughout the towns of Niles and Livermore, members of the Democratic party are confident that they will carry the election. The Socialist vote that has been reputed to be one of the strongest in these towns is very weak.

Early Voting Is Light in Alameda

ALAMEDA, Nov. 8.—At 9 o'clock this morning the vote was lighter in Alameda city than at the primaries, when the heaviest vote of the day was polled during the morning. In the Sixth precinct at Park street and Santa Clara avenue, 43 votes had been cast up to 9 o'clock. In the Fifth precinct at Park street and Encinal avenue, there were 70 votes cast. In the Second, at High street and Encinal avenue, 54 votes were recorded. In the Fifteenth and Sixteenth precincts in the west end of the city, there were 80 votes cast.

These precincts cover the different sections of the town. There are eleven other precincts, but the vote in these is coming in slowly. This condition is said to be due to the voting machines, to which the voters are as yet unaccustomed.

OUT IN FORCE.

Bell's and Johnson's supporters are out in full force this morning. The Johnson constituents predict a landslide in Alameda city for their candidate, but judging from street talk and the vote at the precincts, Bell will poll a much larger vote in this city than is expected by the Republican party.

Tom Stoddard, president of the Bell-Spellacy Club, and other workers, are covering the sixteen precincts in the city today and aiding in the election of Theodore Bell. The other candidates, including Joseph R. Knowland for representative to Congress from the Third district; Coroner C. L. Tisdale, District Attorney William H. Donahue, County Clerk John P. Cook, Auditor E. F. Garrison, Tax Collector J. B. Barber, Recorder G. W. Bacon, Superintendent of Schools George W. Frick, Supervisor Joseph M. Kelley, Supervisor William B. Bridge, State Senator George J. Hans, Summer Crosby for Assemblyman from the Forty-seventh district, are polling a heavy vote and will undoubtedly be elected to office.

Frank N. Dodd, Democratic candidate for Assemblyman from the Forty-seventh district, has many friends in Alameda and will poll a good vote here, but the Crosby supporters are not worried over the showing he will make.

A. L. Morganstern is running for Assemblyman from this same district on the Union Labor ticket. Morganstern was the Lincoln-Roosevelt candidate at the primaries and gave Crosby a good run.

Although the voting was light during the first few hours of the morning, there were many voters on the streets and it was expected that a heavier vote would be cast at the noon hour and later in the day, between the hours of 4 and 6. Automobiles covered with Bell banners and others displaying the Johnson flag are flying through the city crowded with citizens.

TAFT SPENDS 4 MINUTES IN THE VOTING BOOTH

CINCINNATI, Nov. 8.—President William H. Taft came here this morning to cast his ballot in the O'Brienville district of Cincinnati. He went from the train to the home of his brother, Charles P. Taft, and planned to go to the polls later. His stay here will be limited to about five hours.

President Taft voted at 11:37 a. m. The polling place was an empty store at 2034 Madison road. The President spent four minutes in the booth, marking the ballot. He seemed to be examining every name on it.

Berkeley Casts Half Vote Early

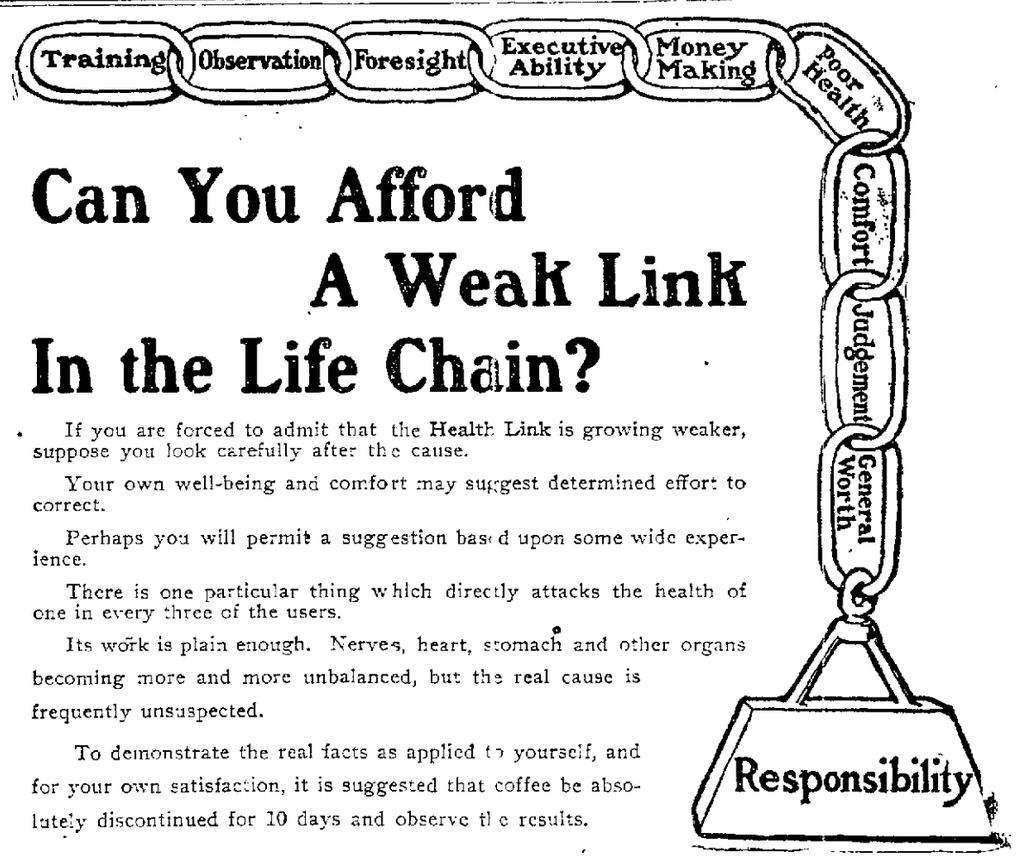
BERKELEY, Nov. 8.—A light vote was cast in Berkeley today as compared with the polling at the annexation and primary elections. At 10:30 o'clock it was estimated that one-third of the total vote of 7710 had been cast. At 11 o'clock it was estimated that by noon nearly one-half of the voters would have cast their ballots. The commuters did not appear promptly at the polls today. This is a general election, whereas they voted early at the annexation and primary election owing to the fact that it was not a general holiday and business required their attention.

At noon today Johnson campaigners claimed that he would receive a majority of between 2500 and 2700 votes in Berkeley.

MACHINES CAUSE TROUBLE.

Trouble with voting machines was reported in various parts of the city during the forenoon. The machines were troublesome where an attempt was made to split the vote on associate justices and in other cases the party lever acted irregularly owing to improper adjusting. Mechanicians of the county clerk's office straightened out the difficulty, as the machines were kept busy practically all day.

In precinct 4 at the corner of Telegraph and Stewart street, in the middle of the forenoon there was a line of seventy-five voters waiting to manipulate the machine. The Republican ticket is being voted straight as a rule. C. C. Young will receive practically unanimous vote for assemblyman from the Fifty-second district.



Can You Afford A Weak Link In the Life Chain?

If you are forced to admit that the Health Link is growing weaker, suppose you look carefully after the cause.

Your own well-being and comfort may suggest determined effort to correct.

Perhaps you will permit a suggestion based upon some wide experience.

There is one particular thing which directly attacks the health of one in every three of the users.

Its work is plain enough. Nerves, heart, stomach and other organs becoming more and more unbalanced, but the real cause is frequently unsuspected.

To demonstrate the real facts as applied to yourself, and for your own satisfaction, it is suggested that coffee be absolutely discontinued for 10 days and observe the results.

If you discover a stronger, better acting heart, steadier nerves and sounder sleep, it will be reasonably clear that your body is offering thanks for relief from the daily drug, caffeine—the base of coffee.

When this destructive drug is discontinued, Nature starts to repair the damage.

You will probably receive much benefit from simply leaving off coffee.

It will greatly add to your comfort to have a good, hot cup of well-made Postum each morning and Dame Nature will repair much more rapidly, for Postum contains some elements from the wheat which Nature uses in rebuilding nerve tissue.

You can have the scientific data on request.

The facts are here, and

"There's a Reason" for

POSTUM

Postum Cereal Company, Ltd., Battle Creek, Michigan.

Leaders, Confident of Election Trend, Await Figures

'WE HAVE WON,' CRIES JOHNSON IN HIS LAST SPEECH OF THE CAMPAIGN

DECLARES HE WILL SWEEP STATE

Expects to Poll 55,000 Majority in San Francisco Alone.

"We Are Going to Kick Off the Railroad and Interests," He Says.

Hiram Johnson.

SAN FRANCISCO, Nov. 8.—Hiram W. Johnson's campaign closed last night with a meeting in his home district, at which he was cheered by a large crowd.

Garibaldi Hall on Broadway was the scene of the Forty-fifth assembly district gathering, and the throng within was densely packed, while the entrance was blocked with others anxious to participate in the demonstration.

Charles F. Curry was introduced as chairman of the meeting by A. G. Boggs of the Republican county committee. Curry began by stating that at the expiration of his term as secretary of state he would again be a resident of San Francisco, and said:

PREDICT SUCCESS.

"If honesty of purpose, earnestness and right principles have any meaning, and if enthusiasm counts for anything, Hiram Johnson and the entire Republican ticket will be successful tomorrow. The Republican party should be kept in charge of the state government. The pathway of the Democratic party is strewn with the wreck of abandoned platforms and broken pledges and with tokens of misgovernment whenever it had a chance to govern. The Republican party is a party of both men and deeds. There is not a statute of the last fifty years, progressive in its nature, but was passed by a Republican congress or a Republican legislature, signed by a Republican President or a Republican governor, and put into operation by a Republican administration.

EXPENSES INCREASE

"The Democratic candidate for governor has said that the expenses of the state government have largely increased in the last 12 years, but it must be remembered that the population of the state has nearly doubled, the wealth of the state has quadrupled, and there is more work for the state to do. There are twice as many children going to school now as there were 12 years ago. The state institutions, such as prisons, hospitals and reformatories, have 12,800 inmates, 12 years ago they had but half that number. The state pays half the salary of the superior judges, and there are more judges of the superior court than there were then. The expense of the appellate courts is also added. Account must also be taken of the state property which had to be renewed after the disaster of 1906. When the matter is examined, it will be found that the state government is economically administered. There has been more beneficial legislation during Governor Gillett's term than during the term of any of his predecessors. President Taft's two years also have been rich in important legislation.

BETTER MEN ON TICKET.

"We have better men on our ticket, who are pledged to better principles than those of the Democratic candidates and there is no reason why all Republicans cannot vote for the entire ticket."

Curry counseled Republicans not to be taken in by the effort to get non partisan support for Judges Lawlor and Bledsoe, candidates on the Democratic state ticket, because, he said, both were for Bell, and were attending and speaking at Bell meetings.

CROWD GREETS HIM.

Hiram W. Johnson was kept bowing several minutes to the cheering crowd that greeted him. When the tumultuous enthusiasm had subsided he spoke as follows:

"Of course, you can understand that there is no place in the state of California where I'd rather close this memorable campaign than in this particular district. When I had a residence to select, when I wanted to go to a place where I thought I would live the remainder of my days and die, I selected the most beautiful spot in San Francisco, and that was within the Forty-eighth district. And tonight I wanted to close my campaign in this district I had chosen for my home, and where I had come in contact with many for whom I have learned to have the highest regard—the district that I love and among the people that I daily meet.

WILL KICK OUT RAILROAD.

"When we started this campaign, you realize that in this state there existed one particular, baleful, malignant influence that had prostituted government to its own base purpose for many years, and our purpose was to remove that influence from the Republican party, and when that had been done to perform the like service in the government of the state. And so we went forth within the party and we accomplished our design there. The other half of the work yet remains to be done. And tomorrow, notwithstanding all that has been done, all the money that has been spent, we are going to accomplish the other half of the task. We are going to kick out of the government the interests and the railroad.

WILL ENACT REMEDIES.

"That has been the prime purpose, the dominant problem, in this campaign. After tomorrow we shall accomplish the work required to be done within the state government, and then we shall go forward to enact remedial legislation and constructive reform that you may deem essential. After we have removed those who have annexed this government to the railroad and to those who would use it merely as a personal chattel, then the reform that may be appropriate may be accomplished. And in coming to you in the closing hours of this campaign it is not upon any personality, upon any individuality, upon any desire for personal aggrandizement or for any gratification of selfish aim that we rely.

"Any man who believes in humanity need only look at the alignment in this campaign to understand exactly where his interests lie. If you look at that alignment and you understand exactly what is on the other side, you need not ask any question as to where the interests of the common people lie. Do you realize that the foulest conspiracy that was ever hatched in any state of this union was hatched in San Francisco in this struggle?

EXPECTS 55,000.

"But it is all over now. I have this afternoon been receiving figures from all over the state—from every country in the state—and I know that I am coming into San Francisco tomorrow night with 55,000 to the good. I can tell you, my friends, we are going to have a governor from the Forty-fifth district.

"And now in closing I want to express to the gentleman who has presided tonight my sense of appreciation and gratitude for the noble way in which he has acted in this campaign and for the generous way in which he came to the front for the Republican nominees. And I want to say this publicly that I recognize the debt that I owe him. To all the good people who have made this campaign with me I can only say I thank them all.

GOOD FIGHT IS WON.

"The good fight has been made. We have won—we have won. It has been a long fight. It has been a hard fight. I think you all know that after the primary election if I had conceded one iota, I could have been saved all these weeks of vilification and abuse and character assassination. I preferred to stand my ground and not yield because I believe in the people of California. I believe today in the people of San Francisco, and I believe that you can not be bought, and that you can not be sandbagged into doing something that you believe ought not to be done. And I believe, just as the people of America have always decided for the right when a righteous and moral question has been presented to them, that you will decide for the right."

Expect 60,000 Plurality

BY REPUBLICAN STATE COMMITTEE.

Hiram Johnson will be elected by the greatest plurality ever received by a candidate for the office of Governor. His plurality for the whole State will be not less than 60,000.

The feeling here in San Francisco has completely changed within the last few days. Politicians, who were dubious before, are now claiming that Johnson will carry San Francisco by at least 5000. Alameda county will give Johnson 10,000 plurality.

In Los Angeles county, the stronghold of Republicanism, where the Democrats have counted on Republican disaffection, the tables have been completely turned. The Democrats are rowing among themselves. Los Angeles county Republican leaders say that county will give Johnson 20,000 plurality, and that he will come to the Tehachapi with 30,000 plurality. The rest of the state will give at least as much more.

This campaign has been waged absolutely on principle by the Republican organization. Our funds have come from the people instead of from the corporations. We have entered into no deals, made no pledges, promised no jobs.

When Hiram Johnson assumes the governorship it will be as a free agent, without an obligation, except to carry out the pledge of the party platform, and, as he himself has expressed it, to "keep the faith."

'POLITICAL RALLY' IS PRIZE FIGHT

Police Raid Chicago "Meeting" and Arrest Two Boxers and 300 Spectators.

CHICAGO, Nov. 8.—A gathering advertised as a political rally last night turned out to be a prize fight.

The fight got well under way before the police raided the place and arrested 300 men, including the principals and a prominent politician.

A ring had been roped off in a stable. Men scheduled to fight to a finish had taken their corners and excited spectators were crowded about the improvised ring.

The raid was conducted by Lieutenant John Ryan of the Englewood police station. Plain clothes men and policemen from a dozen of the south side stations surrounded the barn and at a preconcerted signal closed in on the fake political meeting.

In place of an address on political issues they found a referee introducing the fighters and announcing the rules of the fight.

Two hundred men and boys were waiting outside the building, seeking to purchase tickets. These escaped arrest when the raid was made.

The men scheduled to fight were "Young" Ketchel and "Micky" Sheridan. Both men had thrown off their bath robes and were in the center of the ring when Ryan's men entered the place.

SAVES AN IOWA MAN'S LIFE.

The very grave seemed to yawn before Robert Madsen, of West Burlington, Iowa, when, after seven weeks in the hospital, four of the best physicians gave him up. Then was shown the marvelous curative power of Electric Bitters. For, after eight months of frightful suffering from liver trouble and yellow jaundice, getting no help from other remedies or doctors, five bottles of this matchless medicine completely cured him. It's positively guaranteed for Stomach, Liver or Kidney troubles and never disappoints. Only 50c at Osgood Bros.

DECLARES SENATE TO BE REPUBLICAN

Senator Julius C. Burrows Says Democrats May Win House.

NEW YORK, Nov. 8.—"The drift generally seems to be in the way of a Democratic House of Representatives" is the election forecast of United States Senator Julius C. Burrows, who is in New York to attend the meeting of the Monetary Commission, which is to begin on Thursday. Senator Aldrich is chairman of the commission. It is composed of nine senators and nine representatives. The commission comes to New York upon the invitation of the Academy of Political Science which has called a national conference on the currency problem to be held on Friday and Saturday.

"Of course the Senate will be Republican," continued Senator Burrows, discussing the election prospect, "but a Democratic House will mean all sorts of obstructions to legislation. The result will virtually paralyze the administration and make any party legislation impossible."

INCENDIARIES BURN LOS ANGELES HOUSE

LOS ANGELES, Nov. 8. — For the second time within a week fire early yesterday nearly destroyed a house which until ten days ago, belonged to Felix J. Zeehandelaar, secretary of the Merchants and Manufacturers' Association. On the day that the plant of the Los Angles Times was destroyed a bomb was found at Zeehandelaar's home.

Mrs. Elda Cord and her seven-year-old son, who were the only occupants of the house narrowly escaped from the flames, which started sometime after midnight in the cellar of the house.

H. Hinkleman, who bought the place from Zeehandelaar, said yesterday that he found in the cellar the remains of a feather bed which he believed had been placed there by incendiaries.

AMATEUR BIRDMAN IS BADLY HURT IN FALL

EAST ST. LOUIS, Ill., Nov. 8.—Dr. Leon J. De Praslin of St. Louis, a Nicaraguan, the first amateur aviator to fly in a St. Louis made aeroplane, fell sixty feet with his craft yesterday in Washington park and was seriously injured.

The crash occurred soon after De Praslin had started on a test flight. With the powerful engine working at full speed the biplane swiftly arose under good control.

When at its greatest height—sixty feet—the planes of the craft suddenly stopped and the machine came sweeping down to the ground. It was demolished.

THE KEYSTONE TO HEALTH IS HOSTETTER'S STOMACH BITTERS

As a reward for its wonderful merit the Bitters has become the recognized leader as a tonic and preventive of Stomach and Bowel Ills as well as Chills, Colds and Malaria. Try it and see. All Druggists.

GILLETT PAYS KAHN HIGH TRIBUTE

Governor Extols Virtues of the Popular Aspirant for Return to Washington.

Cannot Afford to Take Wrong Step and Vote Wrong, Says Executive.

SAN FRANCISCO, Nov. 8. — Julius Kahn was paid a high tribute last night at the Pavilion rink.

Among those on the platform were William R. Wheeler, who presided; Governor James N. Gillett, C. C. Moore, James McNab, Lippmann Sachs, P. C. Rossi, Charles S. Laumeister, F. W. Marston, W. C. Ralston, H. G. W. Dinkelspiel, Edgar Peixotto and Milton Schmitt.

Applause greeted Wheeler's appreciation of Kahn, and when he had finished he turned to introduce Governor James N. Gillett, who spoke in his happiest manner. He began by saying that he wouldn't have been present if the occasion had been any other, as he had been suffering from a severe cold.

"But I have an intense interest," he said, "for the success of the exposition and for the re-election of the man who, more than any other in California, can help to bring success to San Francisco's cause.

SERVED TOGETHER IN CONGRESS.

"I had the great pleasure to serve in Congress with Julius Kahn, and I want to say to you that there is no man from California who has made more friends in the House of Representatives than Julius Kahn, from his kindness, his courtesy and his close attention to business.

"There are a few things in which this section of the country is going to be interested in the next two years besides the exposition, to secure which we ought to have men in Congress with sufficient experience and information to present them to Congress in a proper and convincing manner. We need a man not only to represent our cause for the exposition, but also to win other great things for the Pacific coast.

WANT A FLEET.

"For one thing, we want a fleet of battleships on this coast. With the completion of the Panama canal there will be even greater need of this. The Secretary of the Navy has recently been here, and now he has made his report. He says the fleet cannot be maintained on this coast until we have more docks. It is going to require a great deal of work in Congress to get the necessary deepening of our channels, to build the docks and get the needed improvements of our navy yards. Seattle in the north has a fine yard and plenty of water, but San Francisco from her position, is the natural base for a great fleet on the Pacific. We must have some one in Congress who can go before the naval committee and who is the man who can do that best?"

VOICES SHOUT "KAHN."

"Kahn," shouted several voices from the audience.

"Or shall it be an untried man," Gillett continued "who would go to Congress as a member of a party that endeavors to obstruct every thing that the Republican party does?

"And a great change is coming over the situation on the Pacific ocean. We will want a merchant marine, flying the American flag, to go out on the Pacific and battle for the great commerce of that ocean. We will want a ship subsidy, and the friends of that measure, when I was in Congress, were the members of the Republican party, and they are still. Its enemy is the Democratic party, because it says it does not believe in subsidies.

"When we went to Washington recently in the interests of the exposition for San Francisco we went to Uncle Joe Cannon, and he immediately came out in favor of California. President Taft invited our party to dinner at the White House, a thing that was without precedent, and he said to us:

"If only one place is to be selected for the exposition, then I am in favor of San Francisco, for it is the logical place."

PUT CORPORAL IN PLACE.

"What would you think of a commander in chief who on the eve of battle called in the successful general from the front and put a corporal in his place?

"With just one step to be taken we cannot afford to take the wrong step. So I trust that tomorrow the people of San Francisco will forget the great political turmoil that has been going over the country for the last few months and vote for the interest of San Francisco, which knows no party. A vote for Kahn is a vote for San Francisco, and we all belong to that party, or else we ought to get out of town.

"I regret that I came here to live only two months ago, so that I will not be able to vote for him myself."

Governor Gillett was frequently interrupted by applause during the course of his speech, and when he had concluded Colonel Marston read a letter from Senator George C. Perkins, in which he said that it was only a previous engagement to be in Oakland that kept him from being present to speak for Kahn.

NAPA GIVES THEODORE BELL GREAT WELCOME WHEN HE ENDS HIS FIGHT

OVATION IS THE GREATEST OF CAMPAIGN

Special Trains Carry Crowds Into Home Town of Democrat.

Standard Bearer Puts in Busy Day at Close of Strenuous Labors.

Theodore A. Bell.

NAPA, Nov. 8.—Last night, the last before the election, Theodore A. Bell spent among the people who first gave him political prominence. Here, in his home city, among his friends, he was greeted with a demonstration that comes to but few men.

Never in the history of the city has such a throng of people gathered in the streets, while the illuminations, marching hosts and bands of music would have done credit to a city many times the size of this one.

To the greater part of the people who gathered to see and hear him, he was unable to do more than bow as he passed in procession before streets lined with a solid wall of humanity. To a small part of them he attempted to express his appreciation in Main street, just before entering the opera house, while it fell to the lot of but a very small fraction to sit and listen to his talk. It is variously estimated that from fifteen to twenty thousand people crowded the streets here tonight.

SPECIAL TRAINS BRING CROWDS.

Special trains from Calistoga, St. Helena and many stations brought the people from the north, while trains from Vallejo and Napa Junction came in loaded with persons from Sonoma stations and Bell's native town of Vallejo, and added to the population of the city, nearly every inhabitant of which apparently was in the street. They altogether made the largest gathering that has greeted the Democratic standard-bearer in any city during the present campaign.

It was a fitting climax to the strenuous eight weeks of turmoil and travel through the length and breath of California and it was with visible emotion that Bell, standing in the vehicle that had conveyed him from his hotel to the opera house, attempted to address the disappointed thousands in the streets.

"I realize," he began, "that it is impossible for me to make myself heard in this vast assembly of people."

The cheering that had continued for blocks began again with redoubled energy, but when quiet was somewhat restored he said:

"But I do want to be heard long enough to express my heartfelt thanks for this magnificent testimonial of appreciation. I expect to come back to Napa day after tomorrow elected governor of California."

HIS GRATITUDE DEEP.

The announcement was greeted with prolonged cheers, and he finally concluded by saying: "And I want to say to the people of my home town and nearby counties that have sided her in this great reception, that I want to express to you one and all my heartfelt thanks and appreciation."

The demonstration in honor of Bell's home-coming began with a procession illuminated with red fire, flaring torches and the firing of Roman candles. Riding at the head of the procession was Cecil Gardner, who acted as grand marshal of the parade and led it up to the Palace Hotel, where Bell was waiting its coming. He was given a seat in a high tallyho, drawn by four white horses, and with him in the carriage were Frank M. Silva, William Finnell, Judge Henry C. Gesford, E. S. Bell and William Gray.

The procession proper then began. First was Grand Marshal Gardner, followed by Asylum band. Then there was a troop of one hundred mounted horsemen with bells jingling from saddle straps and surcingles. Following this in turn was the Y. M. I. drum corps dressed in white. Immediately after these were marching clubs from Vallejo and Sonoma.

CALISTOGA REPRESENTED.

Then came the Calistoga band followed by two hundred citizens of Calistoga and St. Helena. Following these was the Napa band. Then came an electric float representing the great seal of California with pretty Miss Belma Secord as the Goddess and hanging over her head was a huge bell of poppies decorated by enthusiastic woman who had formed an enthusiastic Bell club. Following the float was the tallyho in which Bell and the reception committee were seated. Then came a strange, terrifying, noise-making device in the form of a donkey engine mounted on a wagon which supplied the motive power for several ill sorted steam whistles which, when in full operation, drowned out the noise of thousands of cow bells in the hands of the populace. Following this again was a long line of automobiles filled with young men and women ringing bells and adding generally to the gayety of the occasion.

AT OPERA HOUSE.

Slowly the procession wended its way up and down various streets of the city until it came to a stop in front of the Napa Opera House, where the speaking was scheduled to take place. It was quickly seen that it was hopeless for but a small part of the crowds to even get near the building, which was already packed to suffocation, and Bell, amid the din and clamor in the streets, attempted to get silence long enough to express his appreciation to those who could hear him. He then left the vehicle and made his way into the opera house, where he told the people somewhat of the work of the campaign, his hopes of election and something of the policy of the government he intended establishing.

The final day of the campaign with Bell began at 7:45 o'clock yesterday morning, when he left San Francisco, and was a succession of enthusiastic receptions throughout a tour that began at Petaluma, his first stopping place. He was met at the station by a committee composed of John Plover, Robert Adams, F. J. Cornwell, O. J. Cline, W. D. Houx, J. Cavanaugh, J. W. Keegan and Gus Long and escorted to the center of the city, where he made an address at 10 a. m. in front of the New American hotel to several hundred citizens, who had gathered at that hour of the morning to hear him.

From Petaluma he went on the electric railway to Sebastopol. Then he was first taken to lunch by a committee composed of J. P. Kelly, J. P. McDonnell, W. Y. Walker, Dr. J. Keating and George Sanborn, after which he was taken to the main hall in the town, which was crammed to the doors with people, who enthusiastically applauded points he made during his speech and concluded with prolonged cheers for him at the close of his address.

TALKS FROM HIS AUTO.

From Sebastopol he was taken in an auto to Santa Rosa and from the machine he briefly addressed a large concourse of people who had gathered in part of the courthouse on Fourth street to see him pass through Santa Rosa. Not being scheduled for a speech, he having had a meeting there previously, only a stop of a few minutes was made.

A procession of automobiles accompanied him from Santa Rosa to Glen Ellen, where he addressed two hundred persons in Channel Hall being introduced by Chairman Plover of the County Central Committee. From Glen Ellen the run was made to Sonoma, aid in the historic old capital of the state he was given a hearty welcome. Here also the Sonoma delegation took leave of him and William Finnell and Frank Silva of Napa took him in charge for the final lap of his campaign towards his home city.

A short stop was made at the Old Soldiers' Home at Yountville, and he was then whisked into Napa, where he arrived at about 8 o'clock.

At the Hotel hotel Mrs. Bell was already awaiting her husband, with their little daughter, who had come to Napa from San Francisco to see the final night of campaigning in their home city. Mr. Bell took an early morning train for San Francisco so as to be able to receive the election returns at the Democratic State Central Committee headquarters in the Crocker building.

Democrats Confident

(By R. H. DEWITT.)

Chairman Democratic State Central Committee.

California will follow Maine with an overwhelming victory for Democracy. I can see no reason to alter my statement of two days ago, further than to say that reports received from all parts of California absolutely confirm the prediction I made then, and add to the certainty of that result. Bell and Spellacy will carry 47 of the 58 counties; their plurality will be 60,000 and upward. This is a Democratic year throughout the nation. The people demand a change, a new deal, a fair deal. The Democratic party in California is united and more harmonious than it has been in years past. It is inspired with hope and is working enthusiastically for the success to follow.

The startling events of the last few days have had a material bearing on the result and I still claim San Francisco by from 15,000 to 18,000. We have waged a clean fight all along the line. I have an abiding faith in the fairness, judgment and discrimination of the electorate of California and an equal faith in what the verdict will be.

I desire to take this opportunity to commend the County Committees of the State, the Bell-Spellacy Clubs and the individual workers for their loyalty, activity and efficiency and to express to them the sincere thanks and appreciation of this committee for their part in bringing about this victory for the people.

DEAD MAN'S WILL HELPS DEBTORS

Gives Them All Extension of Time On Notes Held by Testator.

LOS ANGELES, Nov. 8.—An unusual feature was found in the will of the late Conrad Hafen, filed for probate here yesterday. A large part of the $80,000 estate of Hafen, who died October 28 last, consisted of notes.

A clause of the will directs "that the executors of this, my last will, shall extend the time of payment of any note to a date not later than one year from after my death, whenever the maker shall request them to do so. I do this to enable my debtors to have ample time to pay, as I do not wish any one to be inconvenienced nor hurt by my death."

Besides many bequests to charity and friends, Hafen also gave $5000 to his "faithful housekeeper," Mrs. Marie Busche.

INDIANS ARE DROWNED WHEN CANOE OVERTURNS

SEATTLE, WASH., Nov. 8.—Ned Waterman and Harvey Robinson, Spokarish Indians, were drowned by the upsetting of a large canoe in which they were descending the Skiltomish river in the Hood Canal country yesterday. The canoe was overturned by striking a snag. Six other men who were in the canoe reached shore in safety.

HEXAMETHYLENETETRAMINE

Is the name of a German chemical, one of the many valuable ingredients of Foley's Kidney Remedy. Hexamethylenetetramine is recognized by medical text books and authorities as a uric acid solvent and anti-septic for the urine. Take Foley's Kidney Remedy promptly at the first sign of kidney trouble and avoid a serious malady. Wishart's Drug Store, cor. 10th and Washington sts.

BROKER JAILED AS EMBEZZLER

Accused of Defrauding Aged Los Angeles Woman Out of $3000 in Deal.

LOS ANGELES, Nov. 8.—Accused of embezzling $3000 from Mrs. Gertrude Noble, an aged woman, who inherited $50,000 from a wealthy eastern business man, four-fifths of which she is said to have spent since her arrival in Los Angeles a few weeks ago, L. A. Stewart a real estate broker of this city, was locked up in the city jail last night in default of $10,000 bail.

Friends of Mrs. Noble, learning that she had spent $40,000 during her short residence here, made an investigation and learned that she had paid Stewart $3000 for the lease of a hotel, on which she also assumed a mortgage of $3500.

Stewart's culpability is said to lie in the fact that he completed the sale of the lease to Mrs. Noble and afterward went to the owner of the hotel and purchased the lease for $5000 cash.

The police also state that Stewart represented he was the agent of Mrs. Noble, with full power to represent her in all business deals.

IMPROVEMENT CLUB AFTER MORE MEMBERS

An active campaign will be waged for the next two months by the Twenty-third Avenue Improvement Club, for the purpose of raising its membership from 300 to 500. Otto Sinz and M. Van Haaren have charge of the campaign. The club recently celebrated the installation of electroliers on Twenty-third avenue with a carnival. New officers were elected Thursday as follows: Grant D. Miller, president; Aaron Turner, vice-president; Dr. T. B. Holmes, treasurer; T. F. Hansen, financial secretary; W. G. Hawes, recording secretary.

GERMS IN HER SYSTEM

Every Woman Should Read This Advice and the Generous Offer That Goes With It

The number of diseases peculiar to women is such that we believe this space would hardly contain a mere mention of their names, and it is a fact that most of these diseases are of a catarrhal nature. A woman cannot be well if there is a trace of catarrh in her system.

Some women think there is no help for them. We positively declare this to be a mistaken idea. We are so sure of this that we offer to supply medicine absolutely free of all cost in every instance where it fails to give satisfaction. With this understanding, no woman should hesitate to believe our honesty of purpose, or hesitate to put our claims to a test.

There is only one way to overcome catarrh. That way is through the blood. You may use all the snuffs, douches or like remedies for years without getting more than temporary relief at best. Catarrh in general is a diseased condition of the system that shows locally most frequently in discharges from mucous membranes. Local treatment should be assisted by internal treatment for the general diseased condition if a complete cure is to be reached. That internal treatment should be scientifically devised and faithfully administered.

Rexall Mucu-tone is scientifically prepared from the prescription of an eminent physician who for thirty years made catarrh his specialty. This remedy is admirably adapted to the treatment of the catarrhal ailment of women. It purifies and enriches the blood, tends to stop mucous discharges, aids in removing impurities from the system, soothes, heals and strengthens the mucous tissues, and brings about a feeling of health and strength.

We want you to try Rexall Mucu-Tone on our guarantee. If you are not benefited, or for any reason not satisfied, simply tell us and we will hand back your money. Rexall Mucu-Tone comes in two sizes, 50 cents and $1.00. Remember, you can obtain Rexall Remedies only at The Owl Drug Co. (Inc.), 10th and Washington, 11th and Broadway, 16th and San Pablo.

MILLIONS IN GOLD COME OUT OF NOME

Bering Sea City Also Loses 200 People During Season Just Closed.

SEATTLE, Nov. 8.—Nearly 2000 more people left Nome than entered the Bering sea city during the navigation season just closed, according to the figures compiled by the United States customs officer there and received here yesterday. The report shows that seventy-six American and foreign vessels entered the northern port, taking in 2154 passengers and bringing out 4609.

The gold shipped out during the five months of open navigation amounted to $3,467,608.34. Twenty-one thousand tons of merchandise and 1,805,000 feet of lumber, board measure, were unloaded at Nome during the summer.

Breaks Leg Riding to Get Aid for Parents

Entire Family Bedridden When 18-Year-Old Boy Is Thrown From Horse.

SAN FRANCISCO, Nov. 8.—While on his way to procure medicine for his mother and father, both of whom were ill in bed, Emil Pereat, an 18-year-old boy, was thrown from his horse at noon today and suffered a broken leg. The entire family is now incapacitated and Pereat, who was acting as nurse and cook and attending to the wants of his aged parents, is now himself an invalid. His injuries were dressed at the Mission Emergency Hospital.

SPIRITS FOR RHEUMATISM

The increased use of spirits for rheumatism is causing considerable discussion among the medical fraternity. It is a wonderful cure when mixed with certain other ingredients and taken properly. The following is the formula:

"To one half pint of good whiskey (or sherry wine if it is preferred) add one ounce of Toris compound and one ounce of syrup Sarsaprilla compound. Take in tablespoonful doses before each meal and before retiring."

Any druggist has these ingredients or will quickly get them, any one can mix them. This formula was published here last winter and hundreds of people were promptly benefited.

ANNOUNCEMENT.

EXPERT FITTER OF ABDOMINAL BELTS NOW AT OSGOOD'S

Miss M. Vosburg of the Lane Hospital Giving Free Consultations to Women; Is to Remain Permanently.

Miss M Vosburg, who for three years was affiliated with the Lane Hospital in San Francisco, has taken charge of the Truss and Rubber Goods Department of Osgood's drug store, corner of Twelfth and Washington Miss Vosburg is an expert fitter of abdominal belts and rubber contrivances of every kind, having specialized in this work for many years.

"I have connected myself with Osgoods in order to consult with people requiring apparatus such as abdominal, rupture and navel belts," said Miss Vosburg today. "Heretofore no scientific attention has been given this work and as a result many women are wearing belts and supporters not at all suited to their requirements I am anxious to talk with all such women so that I can advise them what to do. Mr Osgood has stipulated that I make no charge for consultation and wishes it understood that ladies who ask my advice are under no obligation to purchase

Miss Vosburg is one of the best-known specialists in the State Her hours are from 9 a m to 5 p m., and she is only to be found at the Twelfth and Washington streets store She will be permanently connected with the establishment and it is likely that a great many ladies will take advantage of her free consultations

ELECTED

as the coming jewelers of Oakland. Won by our enormous reduction in prices during our removal sale now going on at

M. J. SCHOENFELD & CO.

No. 38 San Pablo Avenue

BE FREE FROM RHEUMATISM

By Keeping Your Blood in Good Condition.

Read This Denver Man's Experience Even if You Are Certain That Your Rheumatism Is Incurable.

The system which is run down through overwork or worry, or debilitated from any cause is in constant danger from an attack of rheumatism.

In rheumatism the blood is always thin. Nobody has ever seen a true case of acute rheumatism in which the blood was rich and red.

A course of treatment with Dr. Williams' Pink Pills makes rich, red blood and thereby creates a condition of the system in which rheumatism is impossible.

A recently reported cure by this treatment is that of Mr. O. N. Jones, of No. 3410 West Thirty-first avenue, Denver, Colo. "I was very much run down from overwork," he says; "and rheumatism developed. I had steady pains across the back and at times would get so stiff that I could hardly straighten out. Sometimes the pains would extend down the sciatic nerves of the limbs, then again there would be shooting pains through other parts of my body.

"I kept losing flesh, and could not get a good night's rest. My stomach was in bad condition and I had no desire to eat. All the medicine I took was of little account until I tried Dr. Williams' Pink Pills. I had but little faith in their doing me any good but after taking one box I felt so much better that I sent for more. They absolutely cured me and although my work of mining engineer takes me in the damp and wet a great deal I have never had the rheumatism since."

Dr. Williams' Pink Pills are guaranteed to be safe and harmless to the most delicate constitution. They contain no morphine, opiate, narcotic, or anything to cause a drug habit. Owing to their blood-building property they are invaluable in the treatment of such diseases as anemia, green sickness, rheumatism, and the after-effects of fevers.

Dr. Williams' Pink Pills are sold by all druggists, or will be sent, postpaid, on receipt of price, 50 cents per box; six boxes for $2.50, by the Dr. Williams Medicine Company, Schenectady, N. Y.

WOMEN TO INSIST ON EQUAL RIGHTS

Chicago Suffragists to Demand Ballot, Asserting Law Supports Claim.

CHICAGO, Nov. 8.—The 14th and 15th amendments of the United States Constitution will have a new use at the polls today Two suffragists, who voted on the same plane with men while living in Colorado, will demand equal rights in the elections of this state

They announced their intention last night at the meeting of the Cook county suffragists in the City club rooms. They are Mrs Minona S Jones and Mrs. Claudine Ake. If they are handed special women's ballots which provide only the names of candidates for university trustees, the suffragists say they will tear the sheets up before the eyes of the election officials. The ordinary ballots will be demanded and will be insisted upon even on penalty of arrest.

Miss Belle Squire, who refuses to pay taxes because she cannot vote will accompany Mrs Ake to the polls of the Fifty-third precinct of the Twenty-fifth ward. Mrs Jones will be championed by Miss Mary Miller, an attorney who intends to argue the law to the judges and clerks of elections.

"I enjoyed the full privilege given man," said Mrs. Jones, in explaining her move. "The constitution states that the privileges of citizens of one state and their immunities cannot be abridged in another state."

BOILED MILK

Should not be fed to babies, but we should be sure their milk is pure "3 C" Dry Whole Milk (pasteurized) solves this. Grocers sell it.

EXPELLED PUPILS STAND PAT FOR SCHOOL FRAT

WATERTOWN, N. Y, Nov. 8—The war which the local board of education is waging against high school fraternities has reached a climax with the expulsion of sixty-four out of a total enrollment of 564 students in the high school.

Their expulsion followed their refusal to sign a paper renouncing present or future membership in secret high school organizations. Twenty-nine of those standing out against the board are girls

The expelled ones have engaged an attorney and will make a test case of the matter

BREAKS A COLD IN A FEW HOURS

Proves Quinine Is Never Effective in the Cure of a Severe Cold or the Grippe.

Nothing else that you can take will break your cold or end grippe so promptly as a dose of Pape's Cold Compound every two hours until three consecutive doses are taken.

The most miserable neuralgia pains, headache, dullness, head and nose stuffed up feverishness, sneezing, running of the nose, sore throat, mucous catarrhal discharges, soreness, stiffness rheumatism pains and other distress begin to leave after the very first dose

Pape's Cold Compound is the result of three years' research at a cost of more than fifty thousand dollars, and contains no quinine, which we have conclusively demonstrated is not effective in the treatment of colds or grippe.

Take this harmless Compound as directed, with the knowledge that there is no other medicine made anywhere else in the world, which will cure your cold or end Grippe misery as promptly and without any other assistance or bad after-effects as a 25 cent package of Pape's Cold Compound, which any druggist in the world can supply.

RIVAL LEADERS CLAIM SAN FRANCISCO VOTE FOR BOTH CANDIDATES

Bell and Johnson Supporters See Naught but Victory in Sight, Despite Uncertainty of the Situation

(Continued from Page 1)

vote on rainy and cloudy days. The Democrats do," said Avery.

Fifteen thousand plurality for Hiram Johnson in Los Angeles was predicted as the minimum by Chairman Avery. He also expressed the opinion that Johnson's lead over Bell in the counties south of the Tehachapi would be from 22,000 to 25,000.

Avery included in his prophecy a full legislative ticket in Los Angeles county, with possibly one exception.

EXPECT BIG GAINS.

At Democratic headquarters the claim was made that Bell would show great gains over his vote of four years ago in Los Angeles and in this part of the state generally.

"A great surprise awaits Hiram Johnson from Los Angeles county," said Chairman Norton of the Democratic committee. "Bell will pull heavily from the Republicans, and Spellacy, for lieteuant governor, will cut even stronger into Wallace's vote, on personal grounds. Both Spellacy and Wallace live in Los Angeles.

A big feature of the election is the outlook for an unprecedented socialist vote in this city and California generally.

Chairman Avery said today the Socialists would have 60,000 votes in the state, most of which strength would come from the Democratic side. The Socialists claim 25,000 in this city.

NORTON ENTHUSIASTIC.

Chairman Norton was enthusiastic over the outlook when he returned from an automobile inspection of several sections of the city's precincts.

"I believe now that Bell is going to carry Los Angeles county," he declared. "He will get 5000 majority. The trend is al towards the Democratic ticket We are going to have a landslide and I believe Bell wil lhave a majority south of the Tehachapi."

CLAIM 75,000.

F. B. Meriam, secretary-treasurer of the Socialist party, gave out a statement from state headquarters here today in which he estimated the Socialist vote in the state in excess of 75,000, most of which, he claims, will come from organized labor

During the day many bets were posted on Bell to win at even money. Johnson money, however, predominated. Many wagers were placed at even that Spellacy would defeat Wallace for lieutenant governor.

At one place $250 was offered on Wallace and was taken immediately, and Spellacy backers were unable to get all their money down.

There was no disorder anywhere. The vote was heavy in the city, but somewhat light in the county, particularly in the beach towns.

SAN BERNARDINO

SAN BERNARDINO, Nov. 8.—Early indications are that the heaviest vote in the history of this county will be polled today in spite of threatening weather. Republican County Chairman King claims that Johnsin will carry the county by not less than 1500, while Democratic Chairman Rause predicts that Bill will cut Johnson's lead to less than 500. Conservative estimates indicate that Johnson will carry the county, but run behind the rest of the ticket.

EUREKA

EUREKA, Cal, Nov 8.—In spite of threatening weather, the voting in this county is progressing rapidly. Republican County Chairman R. W Bull predicts a plurality of 2700 for Johnson and the straight Republican ticket. Democratic County Chairman Putier, with equal confidence declares that Bell will have a safe lead and is hopeful that Baker will defeat Englebright for congress.

WILLOWS

WILLOWS, Nov. 8.—Showers fell early today and the day is cold and cloucy. Chairman Hocheimer of the Republican county committee admits that Bell will carry Yolo county by 200 plurality as the county is Democratic. Chairman Geers of the Democratic committee says Bell's plurality will be 500. Kent is running strongly and probably will carry the county.

SALINAS

SALINAS, Nov 8—Cool, fair weather prevails in this section and the vote is proceeding quietly with prospects of an unusually full vote being polled. The Republican country chairman claims that Johnson's plurality in this county will be not less than 750, while the Democrats claim Monterey county for Bell by 500.

PLACERVILLE

PLACERVILLE, Nov. 8—A heavy rain is falling in this section. In the opinion of the Democratic county chairman, Bell will carry El Dorado county by at least 50 The Republican county chairman, however, claims that it will be considerably under that figure, with a chance but Johnson will have the larger vote.

VALLEJO

VALLEJO, Nov. 8.—The early vote here was light owing to the fact that the Mare Island navy yard employes will be allowed two hours off to vote this afternoon The Democrats claim a large plurality for Bell in this, his native town. The Republicans claim a plurality of 200 or Johnson in Solano county.

SAN RAFAEL

SAN RAFAEL, Nov. 8—A heavy early vote is being cast in Marin county in spite of threatening weather. Republican County Chairman Martinelli claims a safe plurality for the entire ticket. Democratic County Chairman O'Connor predicts 50 plurality for Bell and Spellacy and concedes pluralities to Melvin, Sloss and Kent

MERCED

MERCED, Nov. 8—Good weather is bringing out a heavy vote in Merced county. hTe Democratic managers claim the county for Bell by from 200 to 300 against Republican claims that Johnson will have at least 100 plurality. Taft carried this county in 1908 by nine votes.

SANTA CRUZ

SANTA CRUZ, Nov 8—Perfect weather and widespread interest are bringing out a heavy vote in Santa Cruz county. Republican County Chairman Kratzenstein claims the county for Johnson by at least 800 Democratic County Chairman Clark admits that the vote will be very close, but believes Bell will have a small plurality.

COLUSA

COLUSA, Nov. 8.—The weather is cloudy, but the voting is heavy. The Democratic county chairman claims the county by not less than 800 for Bell, but the Republican managers say they will reduce this to 300 or less.

WEAVERVILLE

WEAVERVILLE, Cal., Nov. 8.—Election day in Trinity county was made disagreeable by the heavy rains of last night, which made the roads and trails hard to traverse. Snow fell to a depth of three inches at Detrit and Deadwood. Light rains continue today and the vote will be light.

WOODLAND

WOODLAND, Cal, Nov. 8.—A light rain is falling in this city but a heavy early vote is being cast The Democratic county chairman claims that Bell will hold his vote of four years ago, when he had 477 plurality in Yolo county. The Republican county chairman claims an even break for Johnson.

NAPA

NAPA, Cal, Nov. 8.—A light rain is falling here today, but it will not interfere with the heavy vote being cast throughout Napa county. The Republican committee concedes that Bell will carry the county by 500, but the Democratic committee claims that his plurality will be about 1100.

RED BLUFF

RED BLUFF, Cal., Nov. 8.—Rain fell last night in this section The election is proceeding quietly. The Republicans claim Tehama county by 100 plurality, while the Democrats profess confidence that Bell will poll a larger vote than his opponent.

HOLLISTER

HOLLISTER, Nov. 8.—The weather is clear here and a very heavy vote is being cast. The indications are that the contest in San Benito county will be so close that it will take complete returns to determine it. Both county chairmen claim narrow pluralities for their candidates.

YUBA

YUBA, Nov. 8—A heavy rain is falling through Siskiyou county. The Republican county chairman, without giving figures, claims the county for Johnson and the rest of the state ticket. Democratic County Chairman Butterell claims it for Bell by not less than 500.

MODESTO

MODESTO, Nov. 8—The weather is clear and pleasant and the early voting indicates that the heaviest vote ever cast in Stanislaus county will be polled. The indications are that the fight on the state ticket will be very close, both sides claiming victory by a narrow plurality.

SAN LUIS OBISPO

SAN LUIS OBISPO, Nov. 8.—The weather is clear and a large vote is being cast throughout San Luis Obispo county. Both Republican and Democratic leaders claim victory and conservative estimates are that the county will give Johnson about 200 plurality

SACRAMENTO

SACRAMENTO, Nov. 8—A drizzling rain is falling in Sacramento. While the voting was heavy in the early hours of the day it fell off considerably before noon.

FRESNO

FRESNO, Nov. 8.—Early indications are that an extraordinarily heavy vote will be polled in Fresno county today The weather is ideal and all the candidates and their supporters are out in force.

BRIDGEPORT

BRIDGEPORT, Nov. 8—Perfect weather prevails in this section and a full vote is being cast. The indications are that Mono county will be safely Republican.

SAN DIEGO

SAN DIEGO, Nov. 8.—Clearing weather and moderate temperature is aiding to bring out the vote in San Diego and vicinity.

SAN JOSE

SAN JOSE, Nov. 8—Election day opened clear and pleasant and voting was begun early, indicating that a large vote will be cast.

STOCKTON

STOCKTON, Nov. 8—Fair weather is indicated for election day in this county.

Save This Recipe For Colds

The expert doctors report from the hospital camps in the pine woods of Maine that pine contains the most active agent known to science for the rapid cure of coughs and colds and that the following formula will frequently cure the severest cold in a day's time:

"Mix half pint of good whiskey with two ounces of glycerine and add one-half ounce Concentrated pine compound. The bottles is to be well shaken each time and used in doses of a teaspoonful to a tablespoonful every four hours" Smaller doses to children according to age. Any one can mix this.

The Concentrated pine is a special pine product from the Globe Pharmaceutical laboratories of Chicago, but it as well as the other ingredients are kept in stock by any good druggist or he will quickly get them from his wholesale house. But be sure to get the real Concentrated pine Each half ounce bottle comes put up in a tin top air-tight case.

OAKLAND'S MOST PROGRESSIVE STORE

ABRAHAMSONS'

S. E. Corner Thirteenth and Washington

Our Second

Great Half-Price Sale of Imported Art Novelties

Wednesday Morning 8:30

A second importation of these High-class Art Novelties reached us four days ago, and we unhesitatingly state that they are the cleverest of art work and the brightest ideas of art designers.

To Be Sold at One-Half Actual Wholesale Cost

700 pieces in this magnificent showing--Real Cluney, real Battenberg, real Hanton, real Duchess, real Filet, real hand-embroidered Linen, both colored and white, and real Belgium applique in scarfs, squares, table runners, doilies and tray cloths.

See Washington Street Windows Half Price Wednesday Morning

ASKS RENEWAL OF FRANCHISE

Southern Pacific Files Petition for New Grant On Seventh Street.

Concomitantly with the granting of the great mole franchise to the Southern Pacific by the council last night, that corporation, through its position as successor to the Central Pacific, filed a petition with the council for the renewal of the Seventh street franchise, which is to expire November 11 1911

The petition filed last night specified that the line should be operated as an electric street railway and it will be part of the gridiron system of electric suburban lines now being constructed by the transportation company througout Alameda county to connect with its ferry service to San Francisco

The petition filed last night was merely a formal notice of the placing of the actual application before the council for the renewal of the franchise, the instrument reciting that two-thirds of the property owners along Seventh street favored the granting of such an application Back of this declaration is the his railroad and the property owners, in which the corporation gave promises of many concessions of importance to the residents, notably the paving of Seventh street.

The company has been exceedingly generous in granting the demands of the property owners according to members of the Seventh Street Improvement Club and others, and it is for this reason that the residents favor the granting of the franchise

Next to the waterfront grant made to the railroad last night this Seventh street renewal is one of the most important grants to be considered by the council during the coming months. The railroad gives notice that it will ask for a 50-year grant, for single or double track, electric road in Seventh street from the mole to Fallon street A portion of this the railroad claims as perpetual right of way, but much of it must be asked outright as a renewal at the hands of the council.

The petition was authorized to go to print, and the matter was referred to committee. Several weeks will be spent in mapping out and framing the conditions under which the grant will be made, and in the meanwhile the corporations will give assurances of its good faith concerning the promises to the Seventh street property owners.

To Users of "3 C" Dry Whole Milk.

Be sure and get a copy of the new complete directions now being placed on every can.

Voting is heavy and both sides predict victory. An unusual Democratic vote is conceded.

BAKERSFIELD

BAKERSFIELD, Nov. 8—Election day dawned clear and warm with the opening of the polls, showing a heavy vote. The indications are for a large vote.

MAY IRWIN JOLTED IN AUTO SMASHUP

NEW YORK, Nov. 8 — May Irwin, whose new play, "Getting a Polish," opened last night at Wallack's Theater, was in an automobile collision yesterday afternoon while on her way to the playhouse. Her auto was running along Fifth avenue, when it was struck and damaged by a taxicab crossing at Forty-fourth street. The actress was shaken up, but not injured.

The taxicab was crossing on Forty-fourth street, going west, when Miss Irwin's auto crossed its path, going south on Fifth avenue. The two autos came together with sufficient smash to carry away the hood of the larger machine and do altogether about $75 worth of damage. Miss Irwin was in a hurry to get to the theater for a final rehearsal, and said that she did not care to make complaint She said that she would make her claim against the company for damages.

LEADING AMUSEMENTS

MACDONOUGH THEATER Direction Gottlob, Marx & Co. H. H. CAMPBELL, Mgr. Phones, Oakland 67. A 3987.

TONIGHT LAST TIME.
The MESSRS SHUBERT Present the Sensation of the Past New York Season, *THE CITY*
The Last the Best the Most Powerful Play by the late Clyde Fitch "Audiences depart as a crowd does after the playing of some great tragedy."—New York Tribune "A tremendous sensation"—New York World. PRICES, 50c to $1.50. MATINEE ..25c to $1.00

FRIDAY AND SATURDAY NIGHT AND SATURDAY MATINEE November 11 and 12
SAM S. and LEE SHUBERT, INC., offer the Funniest Comedy in Years. *THE BLUE MOUSE*
Adapted from the German by CLYDE FITCH The Brilliant Play of the Year A Notable Cast of 30, including GRACE MERRITT. First time at Popular Prices, 25c, 50c, 75c and $1.00.

MACDONOUGH THEATER
I SPECIALLY CHARTERED FOR A
$10,000 PRESENTATION
DIRECT FROM NEW YORK OF
COUNTESS DE SWIRSKY
SENSATION OF THE NEWPORT SEASON AND MOST FAMOUS OF ALL THE
RUSSIAN BAREFOOT DANCERS
Assisted by HERMAN PERLET and
GRAND SYMPHONY ORCHESTRA
ONE NIGHT ONLY, WED. NOV. 9
PRICES—$2.50, $2.00, $1.50, $1.00, 75c AND 50c.
SEAT SALE BEGINS BOX OFFICE MONDAY, NOVEMBER 7.

YE LIBERTY PLAYHOUSE DIRECTION H.W. BISHOP PHONES: OAK. 73, A3073 ENTIRE HOUSE 25 AND 50¢ ALL PERFORMANCES

TONIGHT—ALL THIS WEEK—Only Matinees Saturday and Sunday.
BISHOP'S PLAYERS PRESENT *GIRLS* FIRST TIME IN OAKLAND
Clyde Fitch's Last and Greatest Comedy Success, exactly as played one year in New York.
Next Monday—"Richard Carvel."

Gadski Concert
Next Friday Afternoon at 3:30
SEATS—$2.50, $2.00, $1.50, $1.00 Now on sale at box office. Coming—Liza Lehman, famous composer, and her quartette.

OAKLAND Orpheum
TWELFTH AND CLAY STREETS
Sunset Phone Oakland 711. Home Phone A-3388
MATINEE EVERY DAY!
SUPERIOR VAUDEVILLE
AUGUSTA GLOSE, Pianologue Spoken Songs and Imitations; WILLARD SIMMS & CO in "FLINDER'S FURNISHED FLAT"; RUSSELL BROS & CO., in "THE CONTINENTAL WAITER"; THURBER & MADISON, introducing "ON A SHOPPING TOUR"; JOHN P. WADE & CO., in "MARSE SHELBY'S CHICKEN DINNER"; QUINN & MITCHELL; THE FLYING MARTINS, NEW ORPHEUM MOTION PICTURES, Showing World's Championship Baseball Games Between "Cubs" and "Athletics", Last Week Tremendous Success LA TORIAJADA, Presenting "ADVENTURES OF A TOREADOR". PRICES, Evenings, 10c, 25c, 50c, 75c Box Seats $1. Matinees (except Sundays and Holidays) 10c, 25c, 50c
COMING—IMPERIAL RUSSIAN DANCERS.

BELL
MATINEE AT 2:45
EVENING, 7:30 and 9:20.
"The Maestros of Artistic Terpsichore," JOHN and BERTHA GLEESON and FRED HOULIHAN—a potpourri of dance and song, introducing BERTHA GLEESON, champion dancer of the world "Europe's peerless wonder on the wire" CELEST, in feats that startle and thrill. "England's Dandiest Boy" EMMA DON, in types of old London town. The premier male impersonator of vaudeville American reengagement "The Persian Nightingale," SIGNORIA BEA VERERA (Chanteuse a Voce). The attractive Parisian maid, "LA BELLE MIEKER, in a marvelous novelty act Oak and welcomes PRITZKOW & BLANCHARD in a melange of Novelties introducing the girl with two voices

NATIVE DAUGHTERS TO PLAY WHIST TOMORROW

ALAMEDA, Nov 8.—The date of the whist party to be given by Encinal Parlor, N. D. G. W., has been changed from November 16 to 9. The tourney will be held at Woodmen hall Play will begin promptly at 8:30 o'clock in the evening. Turkeys and other prizes will be awarded.

An Eye Insurance Policy at Your Druggist's. Murine Eye Remedy Insures—Eye Health—Eye Comfort—Eye Beauty Try Murine.

Elite Laundry
1930 BROADWAY
Phones Oakland 5198; Home A 1238
ALL HAND WORK
DRESSES AND WAISTS OUR SPECIALTY.

Classified advertisements in THE TRIBUNE pay big returns

Councilman Elliot's Disloyalty to Oakland.

In voting on the Southern Pacific Company's water front leasehold franchise last night, Councilman Elliot voted "No," but before doing so he made the humiliating confession that he had not attended any of the meetings of the Council at which the ordinance had been discussed and had not heard all of the arguments relating to it. He added, however, that he had the utmost confidence in his colleagues and knew that whichever way they voted their vote would be in accord with their calm and conscientious judgment and could not be unfavorably criticised, because they were all men who were faithful to their oaths of office. After making that confession on roll call he voted "no."

The confession proved that Elliot has been grossly derelict of his duty as a Councilman during the long period in which the ordinance granting the water front leasehold to the Southern Pacific Company has been under consideration. No measure has been before the Council in many years past of greater interest or of more vital importance to the people of Oakland than this ordinance; but Elliot took no interest in the matter, taking pains, however, to absent himself from all committee and Council meetings at which the subject came under discussion, evidently with premeditated intent. Was there ever a case of more flagrant dereliction of duty? We think not, for it was his manifest duty to keep himself thoroughly informed, as his colleagues did, on every phase of the discussion relating to the franchise so as to qualify himself to vote intelligently on the ordinance when it came up for final action and thus safeguard the best interests of the community.

Elliot's vote was, moreover, absolutely inconsistent with the compliment he paid to his colleagues and the confidence he professed to repose in their honesty of purpose and their fidelity to public duty, for they devoted their time unstintedly to its consideration and threshed out every feature of it affecting the city's welfare. Confessing ignorance of the real merits of the measure, he virtually neutralized the confidence he said he reposed in the judgment, knowledge and integrity of his associates in the Council by recording his vote against it.

Was there ever such an exhibition of official inconsistency displayed by any public representative? No man can blow hot and blow cold with the same breath regarding any vital public measure and retain public confidence.

Elliot figured recently as a member of the Board of Freeholders that framed the new charter which will be voted upon by the people next month. In the tentative instrument adopted he was responsible for the introduction of a section governing the conduct of the City Treasurer. It was of such a drastic character that, had it been allowed to remain in the charter as finally adopted by the freeholders, the City Treasurer would have been tied hand and foot, and it would have been impossible for the business of the office to be carried on for several months each year. City Treasurer Meese vigorously protested against the retention of the tentative provision in the charter and gave intelligent and convincing reasons why it should be eliminated. In the tilt which followed between Elliot and Meese, the latter, who before becoming City Treasurer, served in an eminently acceptable manner as a Councilman, declared that although Elliot had been a member of the Council for the past eight years, he knew absolutely nothing about the business of the city. The correctness of the statement went unchallenged.

That Councilman Elliot is wholly unfitted to represent the city of Oakland in any official capacity is amply proved by his disloyalty to it. During the whole of the time he has been misrepresenting Oakland in the Council, his business interests and relations have been centered exclusively in San Francisco, and during late years he has openly advocated and actively worked for a movement which, if carried out, would make Oakland the tail of San Francisco's kite. In every sense except that of mere residence, Elliot is to all intents and purposes a San Franciscan. In all probability, the real explanation to his action last night on the Southern Pacific Company's leasehold franchise and his absolute indifference to it throughout the long period under which it has been under earnest consideration and discussion is due to the fact that he favored keeping the control of the waterfront as a bone of contention, and retaining the fetters which have hampered the progress of Oakland for the past half century, to prevent this city's commercial development in the interest of the city across the bay. Elliot's public career in Oakland should end for all time at the close of the term he is now serving, on the ground of his total incompetency, lack of knowledge of its business and material wants and open, renegade disloyalty to its best interests.

Settlement of Waterfront Contention.

At last night's meeting the Council finally passed the ordinance granting to the Southern Pacific the water front leasehold franchise by a decisive vote of 9 to 2. That it will receive the Mayor's approval is assured, for the ordinance contains every condition embraced in the memorandum of agreement to which he was a signatory. It contains also many valuable and important concessions by the railroad company to the city additional to those made in the memorandum of agreement.

Through the final passage of the ordinance the administration has complied with the dictum of the electorate as expressed at the last municipal election, when the memorandum of agreement was referred to the popular vote and made the issue of the campaign; and it has kept faith with the Southern Pacific company, which it was in honor bound to do.

Oakland is to be congratulated over the final termination of the long and costly litigation over the possession and control of the water front which the granting of the leasehold franchise marks. For over fifty years that contention has been an irritating factor in municipal politics, and the great majority of the citizens of Oakland are undoubtedly glad that it is out of it. None but arrant demagogues had any desire to retain it in politics. Every right-thinking and progressive citizen will rejoice over the fact that the irritating water front contention has been removed from politics for all time to come.

Last night's action now clears the way for Oakland and the railroad companies, to whom leasehold franchises have been granted, to go ahead with their respective plans of improving the water front unmolested. The railroad companies, as well as the municipality, is interested now in hastening these water front improvements, so as to be in a position to meet the enormous demands which will soon be made upon them by commerce and which is already looming up on the horizon. And now that the War Department has conceded to Oakland the right to reclaim the submerged lands in the Key Route Basin, the comprehensive plans for the municipal improvement of that section of the water front can be carried out. The conditions on which the concession has been made by the department are in no sense onerous or unreasonable. The Federal Government, in naming the conditions on which its concession is made, has simply protected the interests of commerce and exacted from the municipality proof of its intentions to utilize the water front in good faith in keeping with the terms of its own petition. Indeed, the requirements of the War Department are merely on a par with those made by it for the improvement of Oakland Harbor. And now that every cloud has been removed forever from the water front, it becomes the duty of Oakland to proceed at once with its intelligent improvement so that it may derive the revenues therefrom to which it is legitimately entitled, at the earliest possible date.

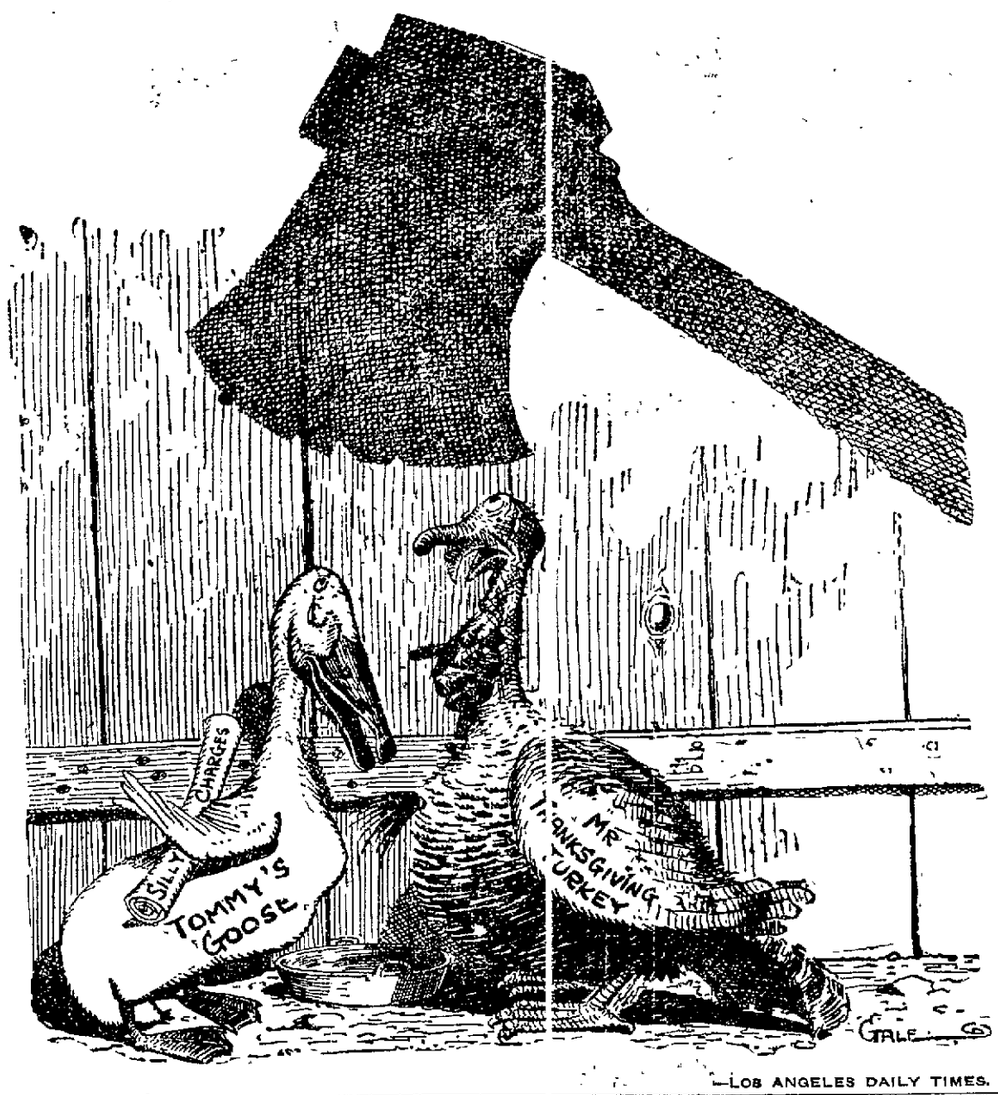
The Springfield Republican says it does not know who Lafe Young is. Not know Lafe Young of the Des Moines Capital? Extraordinary! impossible! We had cherished the belief that the editor of the Springfield Republican knew everything and everybody—was, in fact, well nigh omniscient and infallible. But here is ignorance, indeed; ignorance profound, inexplicable paralyzing. Lafe Young edits the livest paper in Iowa. He is the guide, philosopher and friend of the Iowa farmer, the eulogist of the Iowa hog and the foe of the Iowa Idee as personified by Senator Albert M. Cummins. Lafe Young can swap weather observations with the oldest inhabitant, give the simple agriculturist points on cattle, seed corn and fertilizer, instruct statesmen in the science of government, explain the architectural beauties of the Iowa barn and play the political game with the oldest and coolest hands. He is, in truth, a wonder—in Iowa—and his fame has spread abroad in the land. He is talked of as a successor to Senator Dolliver. Yet the Springfield Republican asks who is Lafe Young. Did you ever? And in Massachusetts, too. Ask that question in Iowa and the answer will roll over the prairies like a peal of thunder, "He's a cuckoo."

After tomorrow the Bourbons will be crying "Too much Johnson."

February 14th was St. Valentine's Day. What will the 8th of November be?

County Treasurer M. J. Kelly is unopposed for re election. No higher testimony of his fitness and popularity could be given. Mr. Kelly has performed his duty so satisfactorily to the public that no one has ventured to criticise him, and no one ventures to oppose him now.

BIRDS OF A FEATHER!



—LOS ANGELES DAILY TIMES.

EDITORIAL PARAGRAPHS

Heaven is always found within the heart whenever the obstructing veil of doubt is rent apart—peace presides when doubt is out.

You are an egotist to pray for that which helps you on your way and leave your neighbor always out that you may hear your own self shout.

Suffering comes from selfishness and when man does not give a chance to other men he gets chaos for himself, and chaos brings a crisis.

We think ourselves sincere when we give up and cry, but we are always blaming others who won't try—to us our troubles are most real always thinking that other people's troubles are not.

The more fresh air you take into your lungs the less you will want to lounge; if you inspire deeply you will aspire and desire.

Your power is paramount to all the pests of life; the misfortunes and trials of life can never batter down your door; when you are within keep it securely barred against these intruders.

That man is made of the right stuff who will call the bluff of the one who doubts his ability; man with ability all things can do in the face of every doubting hoodoo.

You can't put yourself into heaven by always laboring to keep other people out; you are never much better yourself than you think other people to be.

Reformation by Legislation

By REV. JOHN E. STUCHELL,
Pastor of the Church of Piedmont.

"The end of the commandment is love out of a pure heart, and of a good conscience, and of faith unfeigned."—Timothy 1: 5.

John E. Stuchell.

That is, all legislation comes back to the individual and depends on his conduct for its justification. Yet hardly any hope is more deeply rooted than that somehow men can be made good en masse, by general assembly, or by congressional enactment. People think: "If we only had this law on the statute books!" or "If we only had that man for governor!" all would be well.

Yet the hope is largely fallacious. Men cannot be legislated into goodness. Yea, a goodness that is merely legal, is not goodness; a goodness that is mere partizanship amounts to little.

Indeed, the hope deserves to be disappointed, for it loses sight of man's high prerogatives and tends to regard him as simply a particle in a great mass. Man is first and positively a free and sovereign agent, and, consequent upon this, it is necessary that in each case he be appealed to directly, his emotions properly started, and will set in action in the right direction.

Good laws are desirable, let us have more of them; upright officials are of great importance; and yet we might have the laws of the kingdom of heaven administered by angels, and still welter in a mire of sin and selfishness. Whereas we might have very poor laws and incompetent officials, and yet, in a community of citizens where each was a law unto himself, pervaded by that charity which is the end of the commandment, and conscientiously sought to do his best in the varied relations of life, the happiness of that community would be complete.

We may rejoice in the results of the election—one side or the other certainly will, we may look upon it as the successful termination of an arduous campaign but, really, only a beginning has been made; and, unless this new administration be backed by a body of high-minded, earnest, patriotic men, it will fail.

There is, in short, no possibility of dodging personal responsibility; no handing over of duties to paid officials, no reliance upon mere dead law, without continuous personal effort. The questions come back to these: Am I personally as good as I ought to be? Am I honestly striving to do my duty by my city and country? Am I measuring up to the standard that my election and law I am setting for the other fellow?

If men will honestly face these questions, there is hope for boundless improvement. If they will not, elections may come and go, officials emerge and disappear, laws be made and forgotten with little more effect than the shimmering of the moonlight upon the waves.

A Little Humor

"Did any of your ancestors do things to cause posterity to remember them?" asked the haughty woman.

* * *

"I reckon they did," replied Farmer Corntassel. "My grandfataer put mortgages on this place that ain't paid off yet."—Washington Star.

"All men," said the earnest citizen, "are born equal."

"They are that," replied Mr. Rafferty, "but they don't stay equal after they're big enough to get together in the school yard."—Washington Star.

20 YEARS AGO IN OAKLAND

There has been a change made in the schedule of the Southern Pacific trains. Commencing November 15, train No. 1 will leave the Oakland mole on the arrival of the boat, which leaves San Francisco at 7:30 a. m. Train No. 8 will leave the mole on the arrival of the boat, which leaves San Francisco at 7.30 p. m.

Mrs. John S. Baker of Tacoma, formerly Miss Laura Ainsworth, daughter of Captain and Mrs. J. C. Ainsworth of this city, dies in Tacoma after three years of married life. The marriage of Mr. and Mrs. Baker took place at the home of the parents of the bride in Claremont, which has since been destroyed by fire. It was attended by all the society people of this city.

Attorney S. P. Hall retires from the case of Lem Share, a Chinese, who is accused of felony, because he had not received a fee from his client. L. S. church, the prosecuting attorney, stated in the police court this morning that he had sent a long letter to Mr. Hall notifying him that Lem's preliminary examination was to take place today. M. C. Chapman stated that it was perhaps because the letter was so long that Hall did not read it, and as a consequence did not know that he was to be present. Bailiff Mitchell, however, stated that Mr. Hall had retired from the case for the reason given.

A new system of booking prisoners has been inaugurated in connection with the change in the reception of prisoners at the city hall.

The total cost of grading, macadamizing, etc., Chestnut street from Twenty-first street to the city limits is $17,695.05, a frontage rate of $1.62 per foot.

Men are now working on the pavement of Washington street between Tenth and Eleventh streets and Contractor Cochran says that the paving will be completed by the first of December.

The residents on Cameron street between Sumner street and Thirteenth avenue have petitioned the council for the grading of the thoroughfare.

The public schools of this city will close on Wednesday afternoon and will not reopen until Monday, after the national festival.

Officer Scanlan found a horse on Eighth street this morning and placed it in McCleverty's stable to await the finding of the owner.

County Clerk Crane has received over sixty applications for clerkships in his office. He says that he will make no changes until after January 1. George B. Furry of the present force will be retained. It is stated that George Sturtevant, Frank Krauth, Sam Hunter and George Edgar are booked to go. It has been announced that Thomas M. Robinson, who was chief deputy under Assessor Tom Molloy, will succeed Edgar.

Myron Whiddon, county auditor-elect, must have the assistance of one deputy and will make arrangements with County Clerk Crane to divide one clerk between them. John Gohrman and R. C. J. Adney are booked for deputyships in the sheriff's office. George H. Mason and George Allen will be retained as chief deputies by County Recorder Rod W. Church.

Robert S. Leckie, assessor-elect, will tender the position of chief deputy to William G Hawkett, his partner. County Surveyor Nusbaumer needs no deputies. Fred E. Whitney is booked for the position of court commissioner.

Last evening the members of the Young People's Society for Christian Endeavor gave a reception in honor of Rev. Mr. Rea on his return from the East.

A meeting is in progress this afternoon in St. Mary's hall for the purpose of making arrangements for the reception of William O'Brien, M. P., in the event of his visiting this city.

A thief enters James Honneberry's home on Taylor street during the owner's absence and steals two watches.

Councilman Cameron proposes building cement sidewalks on Telegraph avenue and widening the thoroughfare. He also declares that at the next session of the legislature there will be an attempt made to pass a law to widen that thoroughfare, allowing the payment of the same to be made in twenty years, instead of one year, as at present.

RULES OF THE AIR ROADS

A recent collision in mid-air has emphasized a view that everybody had already found out for himself—there must be a clearly defined "rule of the road" in aeronautics.

Necessarily, regulations to that end would be international. The experts even now are trying to figure them out for the guidance of aviators, so that when an understanding is reached the danger of collision will be at the minimum.

About the only fundamental so far is that the aeronaut should keep to the right. This, it seems, would apply (1) when two machines be approaching from opposite directions, and (2) when a machine be overtaking another.

There are the usual objections to such a rule, if applied to the second condition. Since the radius of vision of an aviator is limited on account of the construction of the machine, and since an airship darts rapidly through space, there would probably be also danger of running into a third machine suddenly crossing the route.

Undoubtedly there will be advocates of the rule to turn to the right when approaching a machine going in the opposite direction, and to turn to the left when overtaking a machine. There are also the variations of passing over, or passing under, another airship.

Added to this condition will be the usual complex problems of crossing another's course at an angle, as in marine navigation. The rules, when formulated, will be based on a few simple principles, and, when observed, will make a flight through the air as safe as any other travel.—Seattle Times.

Bachelor's Musings

Even the butcher sometimes has trouble with his liver.

When the bell boy strikes his gait it should be a "front" gait.

The father-in-law who pays the rent always inspires parental affection.

The proper costume to wear in listening to fish stories is a swallowtail.

Bread is the staff of life, and a diet of bread alone will make a man lean on it.

The Bible tells us to love our enemies; if we haven't any it's an easy matter to make a few.

A girl can even think that she giggles becomingly.

Marriage isn't a fair bargain even when both sides get cheated.

The way a woman bosses a man is making his think he's doing it.

When a woman begins to grow stout she weighs herself in her lightest clothes to prove she isn't.

A man knows a little more at the end of his life than at the beginning but it's of no use to him then.

Men who never fail don't believe in luck.

In politics it doesn't always take a new broom to make a clean sweep.

The cowboy with a breach of promise suit on his hands may be said to be lass-sued.

The best way for a fellow to break himself of the habit of smoking is to get a job in a powder mill.

The man who was born with a silver spoon in his mouth doesn't envy the fellow with a gold tooth.

Look for trouble and you will not look in vain.

Love recognizes no law—not even a mother-in-law.

Another Safeguard

The crashing of banks and other big financial institutions has been growing steadily rarer and rarer in this country since the Civil War. Money deposited in any reputable bank to-day is safer than it has ever been in the history of America. The man who hides his shekels under the mattress now, or buries them beneath a brick in the family hearth, is worse than blind for the average bank today is not only safer than banks were thirty years ago, but is just about as safe as any human institution can ever get to be. This is largely because the banks themselves have been voluntarily strengthening their foundations, and because the individual states and the United States, in the making of new laws and the establishing of new regulations, have been steadily throwing further safeguards around them.

A current Associated Press report from Washington says that in order to prevent corporations, firms and individuals from borrowing to the extent of their credit in their own cities, and then going elsewhere and doing the same, Comptroller of the Currency Murray has decided upon the establishing of a central credit bureau at the Capital City, in which will be recorded all such borrowings from national banks. The protection such a centralized record will afford both the banks and the depositors is evident at a glance. The inauguration of such a plan is another splendid step forward in the work of increasing the solidarity of our economic system.—Atlanta Journal.

War On the Ant

Dr. Percy L. Jones, an American army surgeon stationed in the Philippines, has discovered that a certain species of ants there, as yet unclassified by entomologists, feeds by preference on the larvae of flies, its industry in the storage of this form of food being so great that wherever it is found flies are comparatively scarce. Nor do the potentially useful gastronomical preference of this species stop here, for Dr. Jones further reports that it is also the enemy, or the lover, according to the point of view, of another world-wide insect plague, euphemistically known in England as "Norfolk-Howards," and entomologically as cimex lectularius.

This fly killing ant may prove to be of great service to mankind as a sanitary agent, and yet, as Dr. Jones reminds us, experience has shown that the destructive propensities of such pest hunters are not always strictly confined to the pests themselves. There is the sparrow, for instance. He therefore advises that the other habits of the creature be studied closely before an attempt is made to introduce it into countries where the fly is a menace to health. It might have a taste for wood, like other tropical insects.

While awaiting further reports as to the advisability of its free introduction here and elsewhere as a fly chaser, some prudent way might be found of utilizing this ant's other taste. It might be domesticated, trained to live in small boxes, for instance, and made part of the outfit of every traveler, who could turn it loose at night and whistle it back to its box in the morning, thus securing for himself a peaceful night's rest in primitive lodgings away from the main-traveled roads and the liquid and powdered defences of civilization.

This World's People

Professor Thomas of the University of Chicago says that talking gossip is good for the vaso-motor nerves.

* * *

Representative Cocks of New York recently appeared in Huntington with his pockets full of ten-cent socks, and declared he was assured they were the best the storekeeper had for the money.

* * *

Bishop Candler of Georgia says that "more bright young lives have been sacrificed upon football than degenerate Israel offered in sacrifice to Moloch during the bad reign of Ahab and his contemporaries."

* * *

President Jordan of Stanford University ascribes the high cost of living in part to the Russo-Japanese war.

* * *

Magistrate Carey of Philadelphia is receiving praise for having redeemed the notorious Fifth ward, otherwise known as "Bloody Angle."

* * *

Dr. Frederick A. Cook is said to have telegraphed his congratulations to Walter Wellman.

* * *

Dr. W. T. Hornaday, director of the New York Zoological Park, has been in Detroit to look over that city's needs in the zoo line.

* * *

The City Council of Berlin has decided to honor the Emperor of Austria by giving his name to the square near the new opera house.

PASS PRIVATE BOX ORDINANCE

City Council Approves Measure That Makes Restaurant Stalls Illegal.

Without comment on the part of either the opponents or proponents of the measure, the box ordinance, regulating private boxes, stalls, booths or rooms in restaurants, saloons and cafes out of existence, was given its final passage by the city council last night. Only boxes or alcoves opening upon public dining-rooms and without curtains are permitted under the new law.

Cafes and restaurants all over town are preparing to take out their private rooms, in accordance with the new law. It goes to the mayor for his signature tomorrow, and within thirty days after being signed by him becomes law. The ordinance was introduced by Councilman Harold Evenhart, and had the backing of a number of church, civic and charitable organizations, of the Alameda County Child's Welfare League and of the probation officials of the county.

Other ordinances given final passage at last night's meeting were as follows:

Appropriating $2000 for street light, police and fire box pedestals; city engineer to employ a stenographer; fixing the salary of the lineman; fixing the license for supplying gas and electricity; establishing grades on East Twenty-fifth street, establishing grades on Capital street; establishing grades in the annexed district; dedicating Third avenue and establishing grades on Third avenue; ordering the opening and extending of East Thirty-first street.

CLUBWOMEN ENJOY FEAST AND MUSIC

Ebell Members Entertain Hosts of Prominent Guests at Luncheon.

The Ebell Club held one of the largest and most enjoyable luncheons of the club season today, with over 200 members and their guests in attendance.

The musical and literary program that followed the menu was of unusual interest.

The guests of honor for the day at the round table were Miss Mabel Gray, presiding hostess; Mrs. Lovell White, president of the California Club; Mrs. Frank H. Weeks, president of the Adelphian Club of Alameda; Mrs. Charles Albright, president of the Tea Club of Alameda; Mrs. Ernest Page, president of Twentieth Century Club; Mrs. Mary C. Childs, Mrs. E. A. Klugel, Mrs. Russell J. Waters, state president of Women's Clubs; Mrs. E. E. Dennison, Mrs. J. V. Orr, general federation secretary; Miss Wilson of Berkeley, Mrs. J. K. McLean, Madam Eugene Neustadt, Dr. Anne te Buckel and Miss Mollie Connors.

Short talks on club work were given and Miss Bertha Arents, accompanied by Mrs. Harms, gave a delightful series of songs.

Next Tuesday Mrs. Frederick Stratton will be hostess and the members of the choral section will entertain the club members.

PENDER TO FACE MURDER CHARGE

Officer On Way to Take Cleveland Fugitive Back for Trial.

SAN FRANCISCO, Nov. 8.—A telegram was received at police headquarters this morning from Cleveland to the effect that an officer will leave there this morning to take into custody Earl S. Pender, arrested here yesterday on suspicion of murder.

Pender is accused of having killed Mrs. Walter Rayner, September 18, as the culmination of a holdup in the suburbs of Cleveland. His accomplice, William Van Gelder, is now under arrest and Pender places the blame for the actual killing upon him.

The alleged culprit was captured here by Detectives Gaughran and Geiman as he was preparing to go to South America. The officers will earn the $500 reward offered by the Cleveland authorities.

11,559 PERSONS IN STATE INSTITUTIONS

Showing a total of 11,559 persons in the various penal and charitable institutions of the State, Bulletin No. 83, issued monthly by the California State Board of Charities and Corrections tabulates a slight increase for October. Besides that number there are 1266 persons on parole, 356 of them being from San Quentin and Folsom, 52 from the reformatories at Whittier and Preston and the remainder from the institutions for the insane. The totals in the various places are as follows: Industrial Home for the Blind, 111; Whittier, 346, Preston, 383, Stockton, 2016; Napa, 191, Agnews, 731; Mendocino, 908; Southern California, 1358; Sonoma State Home, 899; San Quentin, 1896, Folsom, 998.

LOS ESTUDIANTES ARE HEARD IN CONCERT

"Los Estudiantes" held their November concert at the home of S. Arrillaga in Birch court, Oakland, last Saturday evening. The program consisted of piano solos by Raymond White, Santiago Arrillaga, Adolph Bauer and Vincent de Arrillaga, a violin solo by Marinus Lytjen, baritone solo by Robert H. Thomas and a monologue by George W. Ludlow.

Those present were Raymond White, Marinus Lytjen, Robert H. Thomas, Adolph Bauer, George W. Ludlow, Santiago Arrillaga, Vincent de Arrillaga, H. O. Fairbairn, H. W. Pogue and J. Fairbairn.

COLONEL C. J. WRIGHT IS CALLED BY DEATH

NEWARK, N. J., Nov. 8.—Colonel Charles J. Wright is dead at his home in Matteawan, N. J., in his 72d year. He was born in St. Johnsbury, Vt., and was graduated from Hobart College in 1861. He enlisted in the Union army and at the the beginning of the Wilderness campaign was made Colonel of the Twenty-seventh Regiment. At the end of the war Colonel Wright conducted the Peekskill Military Academy for fifteen years and later founded the New York Military Academy at Cornwall-on-the-Hudson and the New Jersey Military Academy at Freehold. He was a member of many clubs and military organizations.

Mlle. Sophie Akounine

The Russian violinist will render musical selections in Hale's Music Department each afternoon this week from 3 to 5 o'clock. Basement.

Pyrography

A sale of pyrography novelties, slightly soiled, now in progress. 5c, 10c, 15c and 25c for articles worth double—picture frames, tie racks, key racks, panels, trays, match holders, hair receivers, etc.

Hale's GOOD GOODS Oakland Store

Louis XIV Grill

Holiday shoppers will find convenience, and comfort in our Louis XIV Grill. Delightful luncheons and sp endid service. Clean, high-grade dishes at a nominal price. Basement.

Shades to Order

Hale's makes window shades to your order—any size and color; expert workmanship and satisfaction guaranteed. Best oil orague used. Second floor.

2000 High-grade Rugs Sharply Reduced—Hale's Oakland Store

New Pictures

A Beautiful Assortment—Subjects Adapted to the Home

69c

Come in gilt satin finish or dark oak frames, in sixe 14x17 inches, 7x18 inches or 12x13 inches. Gilt frames have decorations in each corner. The range of subjects is large, including religious pictures, beautifu landscape and marine views, and many domestic scenes and animal pictures, making the assortment admirably adapted to the home. The price is very low for the quality.

Second Floor Hale's Oakland Store.

The Greatest Opportunity in Rugs in Oakland

A RUG sale of stirring values, at prices radically reduced, in many cases close to actual cost---that is our banner offering to Oak and residents tomorrow. We are clearing out certain lines of large and small rugs to prepare our Rug Department for a great new assortment January 1st---that's the whole story. These rugs are the best in their line that your money can buy anywhere. All in perfect condition. You know what a "Smith's Best" means. It's a first grade quality. These advertised as "Smith's Best Grade" mean just that and nothing else. Study the prices. Note the reductions and join the throngs that will have first pick o these handsome rugs tomorrow.

Other reductions beside these. Rugs come in effective patterns of Oriental, floral and conventional designs, in size from 18x36 inches to 9x12 feet.

Smith's Tapestry Brussels

7.50 6x9-foot Rug; now....5.95
15.00 9x12-foot Rug; now..10.95

Smith's Best Grade Axminster.

1.25 18x36 inch Rug; now 85
2.25 27x54 inch Rugs; now 1.65
3.25 36x72 inch Rug; now 2.75
12.50 6x9 foot Rug; now 9.85
20.00 8 1 4x10½-foot Rug; now.....14.50
23.00 9x12-foot Rug; now.....17.50

Smith's Velvet Rugs

20.00 9x12-foot Rug; now .17.50
1.25 27x54-inch Rug; now....90c

ELEVENTH AND WASHINGTON STREETS.

Handkerchiefs

First Showing of Christmas Novelties For Women—in Boxes of 6

50c a box—Containing six pretty initial handkerchiefs of cross-bar Swiss

75c a box—Cross-bar cambric handkerchiefs with bar edge and fancy floral design in one corner. Also handkerchiefs of plain or cross-bar cambric with small initial in corner. Six in a white or colored box. 75 cents.

1.00 a box—Six cross-bar linen handkerchiefs with tiny embroidered flower spray and embroidered initial

Six plain sheer linen handkerchiefs with plain embroidered initial in corner.

1.50 a box—Six linen hemstitched fancy embroidered handkerchiefs, plain or cross-bar effects. Of dainty sheer linen in fancy box, tied with ribbon.

Second Floor Hale's Oakland Store

'Iron-Thread' Hosiery

Our Own Guaranteed Hosiery
25c a Pair
For Men, Women and Children

When we select a hosiery to guarantee under our own name we naturally select the best hosiery obtainable at the price.

We can't afford to fool you or let a manufacturer fool you—we could not let you become suspicious of "Iron-Thread," our staple hose.

"Iron-Thread" is made for men, women and children.

"Iron-Thread is made of long fiber, combed Maco cotton. It is Egyptian cotton, one of the best grades in the world. A considerable amount of spool thread is made from Maco cotton.

"Iron-Thread" is made of long twisted fibers that cling closely; each strand is unusually strong.

Combed cotton means a splendid finish—every foreign substance is taken out. Poor cotton hose is made of carded cotton.

Men's, women's and children's sizes are reinforced at heel and toe, the children's having an extra reinforcement at the knee.

The dye is a splendid fast, reliable black.

Its low cost—25c a pair—is consistent with quality, stylishness and workmanship, because of the volume of sales of this hosiery in our five stores. Most of these sales are "repeat" orders.

You can buy "Iron-Thread" every business day of the year—but only at Hale's.

Winter's Prettiest Styles Reflected in These Hats Greatly Reduced at Hale's

A large number of very attractive street or evening hats, models from our Opening, have been reduced. Considering that the season has advanced but a couple of months and that the winter months render these hats examples of the very latest styles, this is truly an exceptional opportunity for the Oakland woman who desires her hat to be the very newest thing this season.

Hats formerly priced at 3.00, now.....1.89
Formerly to 5.00, now.....2.45
Formerly to 6.50, now.....3.45
Formerly to 8.00, now.....4.45
Formerly to 10.00, now.....6.75
Formerly to 15.00, now.....8.45
Formerly to 20.00, now.....10.00
Also many other superb values reduced.

Beautiful French Curl Plumes For Milady's Hat

Nothing Prettier Than These Lustrous Black or White Plumes; Rich and Full and Durable

2.45 Exceptional values in 15-inch French Curl Plumes, in black or white, full and glossy.

Much finer black or white French Curl Plumes, 17 inches long; low priced and very desirable quality. **3.45**

Aprons that Wear

Manufactured for Hale's Oakland Store, Made of Best Material for the Price and Neatly Finished in Every Respect—Basement

Allover Apron

Made of blue check gingham, as illustrated, has low neck and shoulder straps, and buttons in back; made very full. Price, 25c.

Waist Apron

Made of good quality gingham; may be had with or without ruffle; finished with pocket and long strings. Price, 20c.

Cannery Apron

Made of blue check gingham; long and extra full to protect the entire dress; has long sleeves and square cut, low neck. Price, 50c.

Kimono Apron

Made of good gingham. A very popular all-over style; wide kimono sleeves and yoke trimmed in navy blue; has pocket. Price, 50c.

Moire Ribbon

Five-Inch—19c Yard

Very pretty watered effect, in the following desirable shades: White, pink, cream, blue, cardinal, scarlet, navy, royal, reseda, emerald, tan, brown, old rose, Nile, Alice and black. Excellent for millinery, hair bows and fancy work

Flannelette Waists

For Women—98c Each

Women's flannelette waists that assure warmth this winter. A very good quality flannelette for this low price. Come in plaids and stripes, strictly tailored; some have linen collars. Very neat designs in tan, blue, gray, etc. Every waist is neatly finished and presents an unusually attractive appearance for a waist sold so low priced.

Santa Claus Says:

"Hale's For Toys"

Hundreds of Toys For Christmas

Boys like things that "go." That's why the boys will be happy at Hale's. We have the greatest assortment of mechanical toys in years, and prices are all very low.

Moving Picture Machines in connection with Magic Lanterns, Automatic Rotary Printing Presses, Mechanical Trains with circular or oblong tracks, Simplex Typewriters, Tunnel in plastic finish, Semaphores that work by lever, Toy Pianos, Hand Organs and regular Drums of embossed metal, Loop-the-Loops, Elastic Trolleys, Tool Chests, Wagons, Velocipedes, Mechanical Boats and hundreds of other toys.

Lots of Big Dolls For the Girls

Little girls are fondest of dolls. Everybody knows that, and especially Hale's, and that's why we have prepared for the Christmas season with a mighty lot of wonderful big and little dolls. Come tomorrow and see them.

Prices range from 5c to 1495. From 8 inches high to 33 inches high. Bodies of papier mache or kid, many jointed, making all parts movable. Dressed with pretty chemise, some have regular clothes, with hat. Many famous "Kestner" dolls

Come tomorrow afternoon from 2 to 4 and see Santa Claus.

Thanksgiving Linens

Hemmed Without Charge if Bought at Hale's Before Thanksgiving

Bleached Mercerized Damask—2 yards wide, fine satin finish, in assorted patterns. 64c a yard.

Bleached Table Linen—66 inches wide, all pure linen, in a variety of neat patterns 72c a yard.

Hemstitched Mercerized Pattern Cloths—Of German make, that will wash well and wear as good as linen, in the following sizes and prices:

44x44 inches, 85c each
51x51 inches, 1.25 each
63x63 inches, 1.65 each
72x72 inches, 2.00 each
72x90 inches, 2.50 each
72x120 inches, 3.00 each

Persian Neckwear

50c Persian novelties in women's neckwear—jabots of solid color, old rose, black, red and navy blue, accordion pleated, with bow of brilliant Persian—an exquisite effect. Also Persian silk jabots with pleated edges of solid color—Alice, light blue, black or navy. Silk crocheted ties with pretty fringe.

Hale's GOOD GOODS OAKLAND STORE

10c Cardinal or Blue and Gold Bows of pretty satin ribbon, one inch wide, two yards to each bow.

BERKELEY OR STANFORD COLORS FOR THE BIG GAME SATURDAY

3½c SILK STANFORD PENNANTS FOR 10c

Other satin ribbons in university colors, from ½-inch at 3c a yard to 5-inch at 30c yard. Heavy, lustrous satin. **3c to 30c yd**

Hale's GOOD GOODS OAKLAND STORE

SPEEDY CAPTURE OF REPORTED THIEVES

Three hours after the report of a burglary having been committed at the drug store of J. H. Heath at Fifth avenue and East Eighteenth street Saturday night, the police had effected the arrest of two ex-convicts and had found in their possession articles taken from the plundered store. The two arrested for the burglary are Chester Ayrens and Charlie Robinson.

The drug store had been broken into about 11 o'clock and the two burglars, finding nothing but some articles of small value such as razors and cutlery, from a showcase, made their escape. Shortly after midnight Robinson was arrested as a suspicious character by Patrolman Anderson, and some of the articles were found on his person. Through information given by him to the police, Detectives Kyle and Gallagher ran his companion to earth about two hours later. The two men are being held at the central police station pending the filing of a petition.

PIEDMONT TURKISH BATH.
Salt water swim. Twenty-fourth and Oakland avenue.

PECULIAR ACCIDENT TO RETIRED DOCTOR

SAN FRANCISCO, Nov. 8. — While standing on the dock waiting for the sailing of the steamer President yesterday, on which he was to take passage to San Diego to see his daughter, from whom he has been separated for years, Dr. E. T. Robinson, 68 years old, a retired physician of Seattle, fainted and fell to the wharf.

He was picked up by bystanders and removed to the Harbor hospital, where it was found he had suffered a broken nose and severely lacerated wound of the forehead. He is in a semi-conscious condition and being carefully watched by physicians, who are somewhat puzzled over his case. He will be unable to proceed on his journey for several days.

Put a porous plaster on the chest and take a good cough syrup internally if you would treat a severe case of sore lungs properly. Get the dollar size BALLARD'S HOREHOUND SYRUP. With each bottle there is a free HERRICK'S RED PEPPER POROUS PLASTER for the chest. Sold by Wishart's Drug Store, Tenth and Washington streets.

DR. COOK DETERMINED TO PROVE DISCOVERY

NEW YORK, Nov. 8.—Captain Bradley C. Osborne, intimate friend and supporter of Dr. Frederick C. Cook, announced that he had received yesterday a letter from Doctor Cook saying he intends to emerge from his retirement and press his claims as the real discoverer of the North Pole. The letter was dated London, October 16. "When the data and maps are compiled and published, as they will be very soon," said Captain Osborn, "they will convince the world that Cook was the first and only discoverer of the North Pole."

GOOD RESULTS ALWAYS FOLLOW

The use of Foley Kidney Pills. They are up-building, strengthening and soothing. Tonic in action, quick in results. Wishart's Drug Store, cor. 10th and Washington sts.

Regulate the bowels when they fail to move properly. HERBINE is an admirable bowel regulator. It helps the liver and stomach and restores a fine feeling of strength and buoyancy. Price 50c. Sold by Wishart's Drug Store, Tenth and Washington streets

PORTER WHO PASSED AS SURGEON, SOUGHT

SACRAMENTO, Nov. 8. — After having imposed on patients and friends alike by his bogus medical practice, Edward Martin, who for a time was employed as porter at the County and Railroad Hospital, is missing and the city and county authorities are searching for him. Martin, while acting as porter, is accused of posing as Dr. E. de Martini and had a number of patients, among whom were several he was treating for surgery cases.

One of the feats of surgery which he attempted to perform was that of healing a man who had several ribs fractured by applying porus plasters to the seat of the injury. Martin had no license and several of his patients are now seeking him to get back the money he secured from them.

A HOUSEHOLD MEDICINE.

To be really valuable must show equally good results from each member of the family using it. Foley's Honey and Tar does just this. Whether for children or grown persons Foley's Honey of Tar is best and safest for all coughs and colds. Wishart's Drug Store, cor. 10th and Washington st.

MEDAL OF HONOR GIVEN SOLDIER FOR BRAVERY

WASHINGTON, Nov. 8. — President Taft personally presented yesterday to Lieutenant Johnston of the Seventh Cavalry the medal of honor awarded to that young officer by Congress. Lieutenant General Wood chief of staff, and other high army officers in full uniform, were present at the ceremonies at the White House.

Lieutenant Johnston was awarded the medal for gallantry in action against the Philippine Moros at Buddajoin in 1906. He led the charge against the outlaws and was wounded. His bravery, however, led to success for the American army. Twice before this event, Lieutenant Johnson had been recommended for recognition by congress.

Mr. Otto Paul, Milwaukee, Wis., says Foley's Honey and Tar is still more than the best. He writes us: "All those that bought it think it is the best for coughs and cold they ever had and I think it is still more than the best. Our baby had a bad cold and it cured him in one day. Please accept thanks." Wishart's Drug Store, cor. 10th and Washington sts.

MELROSE WOMEN WILL HOLD CHURCH BAZAAR

A bazaar will be held by the women of the Melrose M. E. church in Wyman's store building, 4719 East Fourteenth street, on November 22. The proceeds will be added to the church building fund.

Among the women in charge of the various committees are: Mrs. Wm Elder president, Mrs. McNiff in charge of the cooking booth, Mrs. Welsh candy, Mrs. Young dolls and Mrs. Bailey, wife of the pastor of the church, fancy work.

DRESSED IN "BLACK AND YELLOW"

Not "Football Colors" but the colors of the carton containing Foley's Honey and Tar the best and safest cough remedy for all coughs and colds. Do not accept a substitute but see that you get the genuine Foley's Honey and Tar in a yellow carton with black letters. Wishart's Drug Store, cor. 10th and Washington sts.

Stop coughing! you rick the lungs and worry the body. BALLARD'S HOREHOUND SYRUP checks irritation, heals the lungs and restores comfortable breathing. Price 25c, 50c and $1.00 per bottle. Sold by Wishart's Drug Store, 10th and Washington streets.

FITCH'S 'THE CITY' REEKING WITH REALISM

Daring Picture of Metropolitan Life Is Portrayed at the Macdonough.

"DOPE FIEND" IS SO TRUE IT'S HORRIBLE

Company Headed by Norman Hackett Is Seen to Good Advantage.

"The City" was not evolved to prove the falsity of an estimate that branded Clyde Fitch a woman's playwright, as those fond of sentiment were pleased to relate when the author died. It was written to satisfy the cry of "realism, realism" that had been wailed up and down the country by reviewer and playgoer from time immemorial.

Oaklanders who saw the master hand's work at the Macdonough last night and those who will see it tonight, can best judge of the strength of that claim. You who were there yesterday and who will be there this evening are going to have enough stage realism to fill your desire for life on the stage for weeks and months.

LIVING "REALISM."

For here is all the realism you want, and a little more. The "dope fiend," revolting, redolent of the gutter as utterly horrible as his flesh and blood counterpart—he is realistic. The skeleton in the Rand family's closet, grinning and gibbering, dragged forth to crush ambition and wreck lives—there's life for you. The strain of selfishness and the yellow streak, handed down from father to son, and contaminating the women—you have seen that in the home of your friends. The marriage through ignorance, of sister and brother—newspapers have even recorder actual cases of the kind. Yes, you will cease your cry for realism. Clyde Fitch delved deep into the works of life and dragged enough of it out to satisfy your hunger. We do not wonder that he was able to do it, but we will never cease marvelling that he dared.

TRUE TO LIFE.

The reporter who "covers police," who sees the flotsam and jetsam of life brought to the inevitable cell, will tell you that Geoffrey Stein's portrayal of the "dope fiend" is so true to life that it is horrible. Stein gives to George Frederick Hannock a touch so true that you shudder and clutch your seat.

The players first show you the home of the Rands, in Middleburg, N. Y. In the library George Rand Jr., his sister Cicely and their mother vainly try to point out to George Rand, Sr. that the ways of the town are narrow and that he owes it to his family to move to New York. The barker is adamant. Later, into the room comes Hannock, with a demand for money, wildly shouting that he will get it or tell Middleburg that there was something in Rand's past life that prompted him to settle a life allowance on Hannock's mother. He gets a check but, the young Rand sees the transaction and the father is called on to explain.

Then it is that the young fellow learns the drug eater is his half brother. His entire nature at first revolts at accepting the truth of his father's hidden life. Then the thought of what the family owes to Hannock and flesh and blood overcomes all else, and he solemnly vows to see that Hannock has a chance and a career. He promises his father the secret shall be a closed one. That promise has been made less than five minutes when the old man suffers a stroke of paralysis and dies.

And then it the city for the Rand family.

DREAM HOUSE CRUMBLES

Several years later, when the curtain rises on act II, George Rand Jr. has risen to the height of his present ambition and is about to be handed the nomination for governor. Cicely Rand has fallen in love with her brother's secretary, George Frederick Hannock, and secretly married him.

Hannock for years his half brother's private secretary has discovered that the latter's manipulations have been crooked, though not realized. When he refused the spoils of office he threatens to expose the deals. Blow, the first for Rand' ambitions.

And then it is that the brother learns Cicely and Hannock are in love. The situation shakes the audience as it does the puppet. He raves and pleads, threatens and begs, but Hannock and the girl declare they love and absolutely. Finally, when he sees nothing he can do or say will be availing, he resolves to tell Hannock the truth of his relations. He hesitates, and makes a final appeal to Cicely. Then she tells him she has been Hannock's wife for two hours.

The force of it all staggers Rand, and the horror bends him and breaks him in two. He sends Cicely from the room and then tells Hannock he has married his sister.

GLARING IN PLOT.

Rand sees there is nothing to do but tell the girl the truth. Hannock, in delirium, forbids him to and wildly shouts that he, himself, never will. The horror of having the girl he loves know she has married flesh and blood, percolates even his drug-clouded brain and he shrieks in horror at the thought. But Rand calls in the girl.

"That man is your—"

It is as far as he gets. Hannock has pulled the pistol from the pocket where he has kept it for himself and has killed Cicely.

He is about to fire a bullet into his own head when Rand sees the weapon with the cry, "No, that is too good for you." Rand is determined his fate shall be in the electric chair.

Hannock turns from threats of exposing Rand's business life to running and

Logical Remedy For Eczema

Many different remedies have been tried for Eczema and other skin diseases. But it is now known that the only possible cure is a mild soothing liquid made of Oil of Wintergreen, Thymol, Glycerine and other ingredients so carefully compounded that each ingredient has its proper effect.

This compound is now made up in the D. D. D. Prescription. Ten years of success and thousands of cures show the merit of this wonderful compound, but the most convincing proof is a trial of the remedy by any eczema sufferer.

D. D. D. will prove to you that you can be cured. The very first drops will give you instant relief. Get a trial bottle today.

The Owl Drug Co., 13th and Broadway, 10th and Washington Sts., 16th and San Pablo Ave.

LIFE IS SERIOUS, DECLARES STAR OF 'BLUE MOUSE'

GRACE MERRITT, in the Title Role of The Blue Mouse at the Macdonough Theater next Friday and Saturday.

Says Stage Career Is Not As Gay As It Is Painted

Life was never like this," said Miss Grace Merritt, who is the vivacious, energetic young person in "The Blue Mouse." "I thought it was gorgeous to get a role which I could act as at least half the world thinks an actress does most of the time anyway. All of my stage career has been put in in good hard work. Because we reverse the order of living a bit most people think that our life is one round of giddy pleasure.

If we do sleep late in the morning it's because we work at night when other folks are resting and relaxing from toil. But really it's fun to pretend for a time that giggles, and champagne and lightheaded restlessness is all there is in life. 'The Blue Mouse' has a corking time all right and I kind of enjoy being in on it for a season or two.

But 'The Blue Mouse' is farce," said Miss Merritt, "and I hope that it won't be the reason for girls leaving home, thinking that a stage career is like that. It is about as much like it," said Miss Merritt, "as the man who buys and wears a ready-made suit is to the heart-crushing Robert Chambers—Alonzo Wenzell type of young man that is used in the advertisements to show us how he will look.

Because," said Miss Merritt, with all the unction of a person who pronounces a profound truth, "life, you know, is serious." And then she discontinued conversation to study a bit to find out a way of laughing even more gayly if possible, and she puckered her brows to think of a manner of being more seriously and easily and gayly funny, if that be possible.

The "Blue Mouse" will be seen for the first time in Oakland at the Macdonough next Friday and Saturday.

MACHINES PUZZLE MANY AT POLLS

Failure to Take Advantage of Demonstrations Results in Blank Ballots

Many voters in Oakland today cast a blank ballot owing to their ignorance of the manipulation of the voting machine, although a force ow demonstrators has been at work for weeks past giving definite instructions how to vote them.

A majority of the complaints come from Berkeley. Many voters grew angry at election officers in charge of the booths because of their refusal to allow an individual to cast more than one vote.

An appeal to the district attorney's office by Milton Shepardson, a local attorney, against the decision of the election officers who refused to allow him to vote again after he had pressed the lever and registered a blank ballot, resulted in the upholding of the election officers.

Shepardson hotly argued with Deputy District Attorney Clark that he was entitled to vote one of the party tickets but admitted that he had pressed the lever and that his vote registered was a blank.

Clark refused to allow Shepardson to cast another ballot and the attorney states that he will contest the election returns of the nineteenth precinct of the first ward where he voted his blank.

BRIGADIER-GENERAL'S SON BADLY INJURED

SAN FRANCISCO, Nov. 8.—James C. Kendall, son of Brigadier-General Kendall (retired) of the United States army, sustained severe bruises of the head and body when, stumbling, he was struck by a moving automobile in the garage of Morrison & Colegan, Golden Gate Avenue. Kendall was taken to the Central Emergency Hospital, where he is being held for observation for internal injuries.

points out that if the man but leaves the revolver on the table and turns his back, his lips will be sealed forever. Rand, broken by disaster and overcome by selfishness yields, puts the pistol down.

Just as the drug-fiend reaches out for the weapon, the better nature in the blood comes to the surface and George snatches the pistol. Hannock is taken to pay the penalty justice provides.

Norman Hackett's portrayal of George Rand Jr. would be almost faultless if he had control of his face. It is his lack of mobility that holds him from being more than acceptable. Cicely Rand is taken by Susanne Willa, and well taken. M. H. Harriman has a brief career as George Rand Sr., and shows capabilities. Mrs. Rand is portrayed by Josephine E. Shepherd; Teresa Rand by Ethel Martin, Eleanor Voorhees by Dora Booth, Bert Voorhees by Arthur S. Hull, and Gordon Van Vranken by Mario Majaroni. They fit well in their assignments and make up a well-balanced company.

Use Your Credit It's the Best Asset Any Man Can Own

The Only Exclusive Ready-to-wear clothiers in Oakland

Pay Us as You Get Paid

CHERRY'S

528 THIRTEENTH ST.

Between Washington and Clay.

Open Saturday evening until 10

LIGHTS DIM AT MILLS COLLEGE

Road Is Also in Need of Oiling, Says Venerable Head of Institution.

That the municipal highway leading to Mills College is inadequately lighted and unusually dusty was the subject of a complaint made by Mrs. Susan L. Mills, the venerable head of the institution in a communication received by Secretary A. A. Denison of the Oakland Chamber of Commerce today.

Miss Mills who has just returned from the Hawaiian Islands and who is soon to pass her eighty-fifth birthday, says that since the annexation election Mills College has been compelled to pay $900 in taxes yearly without obtaining any corresponding return.

She declares it is impossible to keep lights burning between the station and the college buildings and that the one light in the station is almost always out of commission.

The road adjoining Mills College is badly in need of repair, she asserts, as the Ransome Construction Company oiled half of it but the other half has been left unoiled.

Secretary Denison has referred the complaint to Mayor Mott and the City Council.

ADMIT PICTURES FREE TO MOSCOW EXHIBIT

WASHINGTON, Nov. 8.—The collection of amateur photographs intended for the International Photographic Exhibition which is to be held at Moscow from March 1 to May 7 next will be admitted free of duty to Russia according to a consular report received here.

If any sales are made, however, the regular rates of tariff will be imposed.

Applications for admittance of exhibits must reach the Russian Photographic Society of Moscow not later than December 1.

UNSIGHTLY ERUPTION ON FACE AND HEAD

Afflicted for Months—Burned and Itched—Used Cuticura and He was Cured in Three Weeks—Not Even a Scar Left.

"As a grateful mother, I feel it my duty to thank you for the cure of my little son who was afflicted for about eight months with sores all over his head, back of his neck and nearly all his face. We tried all kinds of remedies without any relief. We even employed a good physician and I am sure he tried his very best to cure my poor suffering little boy. But, alas! instead of getting better he went for the worse.

His head was literally covered with scabs and ugly sores and his cries kept us awake throughout the long night. I had to keep his hands in gloves to prevent his scratching his head, as he was doubtless suffering from a burning and itching sensation, and was constantly trying to put his hands where it hurt.

"At last when he was about three years old, we saw an advertisement of Cuticura and I decided to try the virtues of the Cuticura Remedies. I bought one cake of Cuticura Soap, a box of Cuticura Ointment and a bottle of Cuticura Resolvent. I used them according to directions and I am happy to tell you the little sufferer was cured in less than three weeks. This was over a year ago and now his head is covered with a fine growth of luxuriant hair. Strange to say all those unsightly sores did not even leave a scar. Mrs. G. O. Couvillon, Plaucheville, La., February 26, 1910."

The suffering which Cuticura Soap and Cuticura Ointment have alleviated among skin-tortured disfigured infants, children and adults have led to their adoption in countless homes as the purest, sweetest and most economical treatment for eczemas, and other itching, burning humors of the skin and scalp. A single set is often sufficient.

Cuticura Remedies are sold throughout the civilized world. Potter Drug & Chem. Corp., Sole Props., Boston. Mailed free, 32-page Cuticura Book, "How to Care for and Treat the Skin and Scalp."

OFFICERS AND DIRECTORS OF THE SAN PABLO AVENUE BUSINESS MEN'S CLUB

The above pictures are illustrative of those who are instrumental in the upbuilding of San Pablo Avenue and the consequent development of Oakland and the east side of San Francisco bay.

Since the club's inception, some eight or nine weeks ago, improvements of a material nature have taken place. The stores have been remodeled, stocks increased and many other improvements made. In fact, the avenue has taken on such an aspect of transformation that it looks like a different street.

Added facilities for arc lights are being considered and by the middle of December the installation of these lights will probably be accomplished.

A band has been secured for Saturday evenings to entertain the crowds of people shopping on the avenue.

About fifty of the merchants between Fourteenth and Twentieth streets are giving away tickets free to all their customers, whether new customers or old, and the prizes are so numerous and varied that practically every one has a chance for some gift.

Every Tuesday evening a meeting is held by the club at Lyceo Institute, Seventeenth and San Pablo avenue. The officers of the club are George Loher president, M. J. Schoenfeld vice-president, C. A. Bright recording secretary, Felix Greenebaum financial secretary, A. M. Wolf, treasurer.

'CZAR' SUMMERS WILL KNOW HIS FATE SOON

Police Commission Expected to Hear Charges of Brutal Treatment Lodged Against Patrolman Tomorrow

"Czar" Summers of fame will shortly find out whether he has the right to order citizens about their business in the officious manner which has gained him such unenviable notoriety. His case will in all probability be considered before the board of police commissioners tomorrow in consequence of the complaints lodged against him by Attorney George De Golia and others.

SHOVED ALONG STREET.

It will be remembered that on last Wednesday De Golia was arrested by Patrolman Summers and shoved up Broadway in this city, on which De Golia has been an honored and well known citizen for thirty-seven years, to the city jail.

His freedom until the next morning was only gained by depositing $10. Upon his appearance in court the next morning it was found that Summers had failed to appear, and likewise had failed to swear to a complaint, so De Golia was allowed to go free at once.

Other complaints have been made against Summers and it is probable that he will be severely reprimanded at least by the police commissioners.

A letter was received by THE TRIBUNE Monday from a university student, complaining of like treatment to De Golia's. The young man had merely stopped for a moment to glance at THE TRIBUNE'S bulletin board at Twelfth and Broadway, as had Dr. Golia but with the difference that he was entirely alone. There was no crowd on the sidewalk nor within thirty feet of the corner, yet a gruff blue-coated officer of the law laid violent hands upon him knocking him back six feet, and admonished him in an angry bellow to "get out of here." Not desiring to become embroiled in a street brawl, the young man after a word of remonstrance, obeyed noticing at the same time that policeman 123 was with the sergeant who reminded him of the regulations in such a "gentle and humane" manner.

No. 123 is the number of Patrolman Summers.

ORDERED TO MOVE ON.

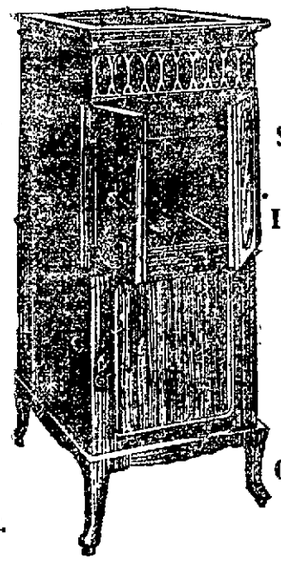
A young woman was passing the corner one afternoon, at the time the announcements were being made from the bulletin board, and paused a moment by the electric light pole to glance at the board. The sidewalks were clear in both directions, and the young woman had stepped to one side, but even at that a rude grasp of her arm and a burly voice reminded her to "move on."

Incensed by the policeman's rude touch and coarse manner, the young woman, who was quiet and well dressed, made haste to move away. Several people near by smiled at the incident, but their amusement was short-lived, as they were the next to get the "move-on" order.

Columbia Grafonola "Mignon"

$150

The Greatest Value Ever Offered in a Hornless Talking Machine.



Secure this Superb Instrument TODAY.

Now Being Demonstrated in Our Talking Machine Department.

Our Guarantee Goes With It.

KOHLER & CHASE

26 O'Farrell St., San Francisco — 1015 Broadway, Oakland

OAKLAND TRIBUNE, Oakland's greatest evening newspaper, guarantees its advertisers that the circulation of this paper reaches every day over 200,000 readers.

BLIND PUPILS THREATENED BY FIRE

Incendiary Is Suspected cf the Attempt to Burn Big State Institution.

Blaze Is Discovered by Sightless Boy, Who Succeeds in Turning in Alarm.

BERKELEY, Nov. 8. — Following closely upon the destruction of the manual training building of the California Institute for the Deaf and Blind on Waring street, what is believed to be a second incendiary attempt was made early last evening to destroy Strauss Hall, the three-story brick building where 28 blind pupils have their dormitories.

Superintendent Dudley Kieth announced this morning that he was of the opinion that some person who is unbalanced on the subject of fires has made the two attempts to destroy the buildings; the first being a success.

FOUND BY BLIND BOY.

The fire last night was started in a pile of kindling in the basement of Strauss Hall, and was discovered by a blind boy, Frank Forester, aged fifteen, who ran down into the apartment while playing with a dog belonging to Watchman Bolman. The boy smelled the smoke and heard the crackle of the flames and immediately notified Bolman, who closed the door of the basement and warned Superintendent Kieth of the fire. The latter telephoned to the police and fire station at the city hall.

Employes of the institution at once made use of the chemical extinguishers and had the flames practically out when the department arrived. Superintendent Kieth said that a fireman informed him that he detected coal oil upon the kindling which had not been consumed. Kieth himself, however, failed to find any oil.

The fire started in a place where it would have been difficult to combat had it gained greater headway. Although the structure is of brick, with a stone basement, the woodwork would have fed the flames.

INCENDIARY SUSPECTED.

Superintendent Kieth said this morning:

"Two fires occurring within a week of each other have raised strong suspicions that an incendiary is attempting to destroy the institution's buildings. The fire in the manual training building a week ago last Sunday night started in the paint shop, where it is known that no fire had been built during the day and where there was little possibility of its being started through carelessness. The paint shop had been cleaned out and rubbish of all description removed a few days before the fire."

The blind pupils in Strauss hall were quieted last night after they had become somewhat frightened, but there was no panic.

A rigid investigation will be made in the effort to ascertain who is responsible for the mysterious fire.

REAR ADMIRAL PHELPS IS ORDERED RETIRED

Orders were issued by the Navy Department during the last week directing the retirement for age of Rear-Admiral Thomas S. Phelps Jr., after twenty-one years of active service. Admiral Phelps was in command of the twelfth naval district and senior of the board of survey for vessels on the Pacific Coast.

He has long been identified with the naval stations in or about this city and was only recently detached from the command of the Mare Island navy yard. He graduated from the naval academy in 1869 and has spent nearly twenty years of the intervening time at sea. He was placed in command of the cruiser Raleigh on the Asiatic station in 1898.

He was relieved of his duties by Rear-Admiral Hugo Osterhaus and will make his home in this city, as heretofore.

The order directing the retirement of Admiral Phelps took effect yesterday.

NAVAL CONSTRUCTOR DETACHED.

VALLEJO, Nov. 8.—Naval Constructor Henry T. Wright has been detached from service at the Mare Island navy yard, where he has been stationed for the last three years, and will leave here November 23 for the Norfolk navy yard, where he will report for duty. Naval Constructor Henry M. Gleason has been ordered from the Philadelphia yard to take his place.

THOMAS JEFFERSON'S HOME RESTORED BY DESCENDANT

MONTICELLO, THOMAS JEFFERSON'S OLD HOME.

RICHMOND, Va., Nov. 8. — Former Congressman Jefferson M. Levy, the present owner of Montecello, the old home of Thomas Jefferson, after a number of years of earnest effort has announced that he has recently completed the entire restoration of the splendid old mansion.

Montecello is called the most perfect piece of colonial architecture in America and the interior decorations have been so thorough and accurate that William Jennings Bryan sought to make its perfections a national possession. Thousands of tourists visit the mansion yearly, Levy keeping open house lest he should appear unpatriotic. All who visit it are enthusiastic in its praises.

Excitement of Daughter's Visit Kills Aged Woman

ALAMEDA, Nov. 8.—After traveling across the continent and ocean to visit her mother, Mrs. Katherine Schlone, whom she had not seen for twenty-two years, Mrs Charles Ingold arrived in Germany to find her aged parent dead. Over-excitement and joy at the news that her daughter was about to visit her brought on an attack of heart failure and she expired three days before her daughter reached her.

Mr. and Mrs. Ingold left here several months ago for a tour of Europe. The visit was made primarily to see Mrs. Ingold's mother, who had been informed of the impending visit of her daughter and expressed great joy at the prospect of seeing her again, but the news affected her health and she died after having passed through several days' illness brought on by the over-excitement of the expected visit.

After touring Germany, Mr. and Mrs. Ingold arrived with their children in this city last week. They sailed from New York on October 21.

Another Death Results From Malpractice Evil

SAN FRANCISCO, Nov. 8.—Another instance of the performing of a criminal operation was brought to the attention of the police this morning through the death at 6 o'clock of Mrs. Elise Marchand of 315 Fifteenth avenue, the wife of Leon Marchand, a cement worker.

Mrs. Marchand, who was 28 years old, had been under the care of a certain woman physician, who, according to the statement made by her husband today, called upon her either twice or three times last week, on one of which occasions the operation was performed.

The woman's condition gradually grew worse and this morning, in desperation, Marchand summoned Dr. Fasset of Thirteenth avenue and Clement street, who arrived as Mrs. Marchand was breathing her last.

The Coroner's office was notified and Deputy Whalen immediately notified Captain Wall, who detailed two men to seek out the woman responsible for the crime, whose identity Marchand claims not to know.

Wickersham Near Jail in Mix-Up

NEW YORK, Nov. 8.—By a fortunate turn of affairs United States Attorney-General George Wickersham escaped arrest and arraignment in a police court today.

Through either ignorance or oversight of some one connected with the registry verification system the law granting federal employes the right to vote from their last place of residence, no matter how long they have been absent, was ignored and because Mr. Wickersham was not registered at 36 East Fifty-first street, where he had lived before he went to Washington, his name was formally placed on the challenge list and a policeman waited for him so that he might be arrested if he appeared to vote.

Then State Superintendent of Elections William Leary learned that after Mr. Wickersham's name and address appeared the note "in federal employ." This Superintendent Leary said, should be sufficient to have Mr. Wickersham's vote accepted, and fortunately the cabinet officer did not appear at the polling place before Leary heard of the error.

UNITED DAUGHTER OF CONFEDERACY MEET

LITTLE ROCK, Ark., Nov. 8.—Delegates are arriving today to attend the United Daughters of the Confederacy National convention. President-General Mrs. McSherry will preside. A monument to the Arkansas Confederate Women will be unveiled tomorrow.

SOLE VOTER IN ONE PRECINCT CASTS BALLOT

SAN DIEGO, Nov. 8. — Robert Waters, the sole voter in North Island precinct, San Diego county, voted the straight Republican ticket at 7:55 o'clock this morning. Later in the day he will enter a row boat with his ballot box, row across the bay and deposit the box with the county clerk. For a number of years Mr. Waters has been the only registered voter on North Island.

Woman, 49, Marries Her Adopted Son, 20

WELLSTON, Ohio, Nov. 8.—Mrs. Sarah Stewart, 49 years of age, today married James Turner, 20 years of age, her adopted son.

As guardian of the young man, Mrs. Stewart first appeared before the license clerk and signed the necessary permission for a minor to marry.

The bridegroom was adopted by Mrs. Stewart when he was a baby and given a good education.

HUMOR FOUND IN CENSUS REPORT

The Enumerators Report Many Amusing Incidents in Connection With Their Work.

WASHINGTON, Nov. 8.—In compiling the census returns or in computing the schedules or reports of the enumerators, Director Durand of the census bureau has discovered many humorous incidents incidental to the work of taking the census

Not a day passes but what the director or one of his many assistants is confronted with some new problem to solve, for some of the replies to the questions asked by the bureau are so peculiarly answered that it is difficult to determine just how they should be catalogued.

For instance, a colored couple in Louisiana in replying to the questions of an enumerator stated that they were the father and mother of several children of which two were twins. Both of the twins were boys, but one was said to be white and the other one black. The only thing the census official could do was to classify one of the children as white and the other colored, but it was some time before that decision was reached.

Another negro pair said that they had a son 5 years old, whose name was Venus. Of course the child was counted as being a male.

An enumerator in New York state gave the name of an individual who was born in Asia Minor, spoke Yiddish and preached in a Dutch Reformed church. The answers of women are, as a rule, regular, although one young woman in replying to the age question stated that she was 38, but not to let any one get the impression that she was an old maid, she put on the sheet as extra information that she was "shortly to be married."

Returns show that, although the automobile is widely used in the west, all of the farmers of Kansas are not familiar with car nomenclature. One man in Kansas in giving his occupation said that he was a "teamster," but later on also stated that the vehicle he drove was an automobile. The word chauffeud was evidently new to him or else he did not know how to spell it.

GOES EAST FOR RICH OIL DEAL

William Miller Graham En Route to New York to Close Deal.

SANTA BARBARA, Nov. 8.—William Miller Graham, one of California's oil magnaates, is en route to New York city to close an oil deal of immense proportions. He is to meet John Hays Hammond and other members of the Continental Petroleum Company, which is struggling to defeat the Standard Oil Company in its effort to control the supply of oil to be used in the future by transatlantic steamers.

A few months ago William Mitchell and A. Chester Beatty of New York came to California and visited the oil fields. They were convinced that oil is superb for fuel and, since it has been adopted by one of the largest steamer, it is believed all will use it in a short time.

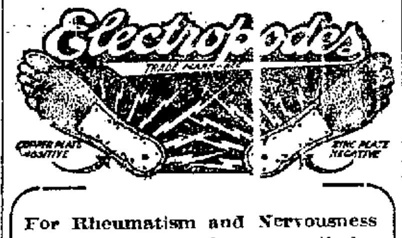
Graham controls enough California oil to supply all the boats and it is known he has entered into a deal with the New York Company. The visit to Graham in this city two weeks ago of half a dozen New York multi-millionaires is also considered significant. After terminating the New York transaction, Graham will depart for Paris to take up that end of the deal.

DOG DIES AFTER OWNER REFUSES $1000 FOR HIM

LOUISVILLE, Ky., Nov. 8. — A collie dog for which its owner a few days ago refused $1000, the winner of the international ribbon at Cincinnati recently, died last night.

The dog was imported from England and, although but three years old, had won 152 blue ribbons in this country and England.

Graystone blue Champion was the name of the animal. He was owned by W. M. McDermitt of Louisville.



For Rheumatism and Nervousness

Body, brain and nerves all depend on electricity for health and strength. Galvanic electricity is best. Electropodes (galvanic insoles) are positively unexcelled for

Nervousness

Electropodes eliminate excess uric acid and other impurities from the body. With these destroying agents removed, nature will maintain a strong, healthy and vigorous nervous system. Electropodes also stimulate the circulation, and aid each organ to perform its proper functions.

A lady writes from Texas: "Since wearing Electropodes, my circulation is improved—and I do not have cramping in my lower limbs as I did before." Why don't you try a pair of Electropodes at our risk?

Sold Under This Contract

The purchaser of Electropodes is granted the privilege of returning them within 30 days, and the purchase price ($1.00) is to be refunded upon the following conditions: They are to be worn according to directions for at least 25 consecutive days, and then if not satisfactory, to be returned in original box.

Druggist's Signature........ ....

At druggists, or my mail, postpaid. If your druggist cannot furnish Electropodes, send us $1.00 and we will see that you are supplied immediately. State whether for man or woman.

Western Electropode Co.

249 Los Angeles St., Los Angeles, Cal.

PITTSFIELD HAS AUTO ROMANCEE

Dan Cupid Wears Cap, Goggles, a Big Fur Coat and Puttees.

PITTSFIELD, Mass., Nov. 8.—No one in the rectory of St. Joseph's Roman Catholic church saw Dan Cupid wearing a cap, auto goggles, a fur grat coat and puttees. But the sly god, so accoutered must have been there when Miss Clara Stanley, of a prominent Great Barrington family, and reputed to be worth $250,000, married Thomas F. Behan, her former chaffeur.

Mrs. Behan is 38 years of age, her bridegroom is about 30. Her brother is William Stanley, well known in New York, a famous inventor of electrical devices and head of the Stanley Electric Manufacturing Company, capitalized at $2,000,000.

HER FAMILY OBJECTED.

The bride's immediate family strongly objected to her marriage. Neither Mrs. Elizabeth Parsons Stanley, her mother, William Stanley nor any of his family attended the wedding.

Behan, with his accustomed skill, drove his large touring car into the rectory grounds today. The waiting bride wore a blue cloth gown and a black tyrolian hat; her carriage bouquet was of violets. Her only relatives present were Miss Molly Leavitt, her cousin, and Franklin Dabney of Dixonville, Va., her brother-in-law. After the ceremony, Mr. and Mrs. Behan started on their honeymoon tour in his motor car. The gossips say she gave him the money to buy the car when he returned from Florida last spring.

ROMANCE ON WHEELS.

Their romance on wheels began three years ago when Behan went to Great Barrington from this city, to drive Miss Stanley's car. He is the son of Mr. and Mrs. James Behan, No. 106 Howard street. He was not born to luxuries, but had a mechanical turn of mind, became interested in automobiles and took to driving them. He answered Miss Stanley's advertisement and was employed. Behan is a fine young man, good looking, tall and weighs about 200 pounds. He is genial and intelligent. Miss Stanley, it seems, liked him from the first, and after a time they were much together; she always rode on the seat beside her chauffeur. Under such conditions their affections grew, they became engaged and Miss Stanley so informed her people. Soon after Behan left Miss Stanley's employ and took a car to Florida, where he carried tourists up and down the east coast.

Mrs. Behan inherited her fortune from her father, William Stanley; the late Justice Justin Dewey of the Massachusetts Superior Court was her cousin.

JURORS TO PROBE WOMAN'S DEATH

Mrs. Dr. Mary Adam May Be Brought Before the Grand Jury.

Mrs. Dr. Mary Adam, at present being held in the city prison pending an investigation into the death of Mrs. Eliza Tildsely at the Providence Hospital Sunday morning, will be brought before the grand jury instead of the police court, and it is expected a verdict will be brought in charging her with murder in the second degree.

An autopsy was held by Dr. C. D. Hamlin, who found that the woman's death was caused by blood poisoning as the result of a criminal operation. Mrs. Tildsely made a statement before her death charging Mrs. Adams with having performed two operations on her since October 2. Much evidence has been obtained by Detectives Kyle and Emigh, who have been working on the case since the woman was removed from her home in Emeryville to the hospital.

PLANS TO ADMIT ALASKA AS STATE

SEATTLE, Nov. 8.—A bill providing for the admission of Alaska to statehood will be introduced on the opening day of the December session of congress by Delegate James Wickersham.

Wickersham said today:

"Alaska has more to justify the granting of statehood than had Arizona, New Mexico, Nevada and California at the time of admission. Alaska has more qualifications than Nevada right now. Alaska has more commerce, more people, more gold, more coal and more of everything else that is worth having than any of these states possessed when they were admitted."

MARE ISLAND SOCIETY

VALLEJO, Nov. 8. — Past Assistant Surgeon and Mrs. Ulys Robert Webb were the hosts at an enjoyable dinner on Thursday evening last, the affair being complimentary to the bachelor doctors stationed at the Mare Island naval hospital to which Dr. Webb is attached.

The pleasure of the guests was twofold, since it was the last reunion before the departure of Assistant Surgeon George C. White, who has been transferred to the far east.

Mrs. Collins of Seattle has arrived at the Mare Island navy yard on a short visit to her daughter, Mrs. Thomas R. Ruhm. Naval Constructor and Mrs. Ruhm have been making their home at the naval station for the past few months, the former having been assigned to the yard as head of the hull department.

Lieutenant William L. Burchfield of the marine corps, who has been stationed at Honolulu for the past year, has been ordered to the Mare Island barracks and is expected to report in the near future. Lieutenant Burchfield will not come to Mare Island as a stranger, as he was attached to this yard before being ordered to the Honolulu station.

Past Assistant Paymaster and Mrs. Eugene Hale Douglass were among the naval people sailing on the Sheridan Saturday. The former has been ordered to duty as paymaster of the Rainbow on the Asiatic station and Mrs. Douglass plans to follow the movements of the ship as closely as possible during the cruises.

DID YOU GET A NEW FALL SUIT, COAT, DRESS, WAIST OR FUR SET AT

55c on the Dollar

If not you had better COME QUICK. They won't last long at the prices. We purchased them from the Model Cloak and Suit House, 315 Greene st., New York, who are retiring from business, at less than half price. You get the benefit of our good buy.

Suits

$20 Suits.$ 9.50
$25 Suits.$12.45
$30 Suits.$14.75
$35 Suits.$17.45
$40 Suits.$21.75
$45 Suits.$24.95

Coats

$10 Coats..$4.95
$12.50 Coats. $6.45
$15 Coats. $7.95
$20 Coats. $9.75
$25 Coats $12.45
$30 Coats $17.45

Waists

$2.50 Linen Waists ..$1.75
$2.00 Madras Waists. .. 95c
$1.75 Lawn Waists ... 75c
All hand-embroidered Linen Waists one-half off.

Dresses

$15 Silk or Wool Dresses $7.75
$20 Silk or Wool Dresses $10.75
$25 Silk or Wool Dresses $12.45
$30 Silk or Wool Dresses $15.50
$35 Silk or Wool Dresses $17.45

FURS

Russian Lynx Sets. $9.75
Black Coney Sets. $6.75
Brown Sets...$12.50
Russian Lynx Sets. $15.00

SHAFRAN'S

The Exclusive Style Shop

463 Thirteenth Street

That day is now!

Shortly after his election to the Presidency Theodore Roosevelt visited Oakland. In a letter written in Oakland at that time to a friend in Washington, he said: "Oakland is a city, just across the bay from San Francisco, where one finds the soft air of Italy and the beauty of English villages combined with a spirit of Western Progress and commercial advantages which will some day, as far as I am able to judge from my limited investigations, make it the greatest railroad terminal on the Pacific Coast." That time is now.

BESIDES the remarkable investment and ideal home opportunities to be had in bustling, beautiful Oakland, this city, with its perfect public school system, including elementary, grammar and high schools, offers educational advantages second to none. Oakland is also noted for its many colleges—technical, business and professional. Adjoining Oakland is the University of California, the second largest in the United States. Write for souvenir book of views, free.

Address Department Chamber of Commerce, Oakland, California

OAKLAND CALIFORNIA

THE CITY OF OPPORTUNITY

Infantile Paralysis Cause of Baby's Death

ALAMEDA, Nov. 8. — Infantile paralysis caused the death last night of Lawrence W. Foley, the infant son of the late Richard and Mary Foley and brother of Madeline, Francis, Mary and George Foley.

The death of the child is the first recorded in this city from infantile paralysis. Three infants were stricken with the disease recently but are now recovering. They are being treated by Dr. C. P. Pond.

The Foley baby, who was little more than a year old, was taken ill a week ago Sunday when it was attacked with convulsions. Stomach pains developed later and a part of the body became paralyzed. The attending physician stated today that the disease, which has recently assumed the form of an epidemic in California, was caused by a germ. The father of the baby died four months ago.

Gary Asks Governor to Rush in Troops

Trouble in Indiana Town May Be Serious—Marshal to Wait for Details.

INDIANAPOLIS, Nov. 8. — Governor Marshall this afternoon received a message from the sheriff at Gary, Ind., asking that troops be sent to that city.

The seriousness of the trouble was not explained in the message. Governor Marshall said the troops would not be sent until more definite advices were received.

CHICAGO, Nov. 8.—Reports from Gary explain the sheriff's anxiety as the result of the activity of the Gary chief of police, who is opposing the present sheriff's re-election. Each candidate, it is understood, fearing for the integrity of the election because of the bitterness of the fight, swore in a large number of deputies to watch the polls and prevent fraud. When these forces came together trouble threatened. No word of actual fighting was obtainable

Wrecked Steamer to Be Sold at Auction

Ownership of the huge British freighter Damara, which ran ashore at Fort Point recently, has passed from McCabe & Marshall of Glasgow to the underwriters, the insurance, said to amount to $250,000, having been paid.

All steamship companies on the Coast have been invited to bid for the vessel by Cotton, Bell & Co., agents for Lloyds in San Francisco. Until the vessel has been disposed of she will remain at Hunters' Point.

The rumor that the Damara would be added to the Matson fleet was strenuously denied by Captain Matson this morning, though he admitted that he would be glad to possess himself of the Damara, if conditions permitted.

It is understood that $130,000 would have to be expended to bring the Damara up to her former classification of seaworthiness.

CLASSFIED ADS IN THE TRIBUNE PAY BIG RETURNS.

North German Lloyd

Gibraltar Algiers Naples Genoa
EGYPT, INDIA
Colombo Far East Australia
LONDON
Paris, Bremen

LONDON —— PARIS —— BREMEN

TUESDAYS 10 A. M. Express Sailings.	THURSDAYS 10 A. M. Twin-Screw and Fast Mail Sailings.
G. Wash....Nov 22	Prz F Wm Nov 17
K'pnz Wm Nov 29	*Roon.....Nov 24
Kr W.d.Gr.Dec 13	*Cassel....Dec 1
G. Wash..Jan 3	Frd d Gr Dec 8
	*Bremen direct.

SATURDAYS 11 A. M.
GIBRALTAR, ALGIERS, NAPLES, GENOA
†Berlin, new Nv 19 | P Irene....Dec 10
Koenig Al. Dec 3 | *Berlin new Jan 7
*Omits Gib & Alz | †Omits Algiers

Wireless and Submarine Signals.
Independent Around-the-World Tours.
Travelers' Checks Good All Over the World.
OELRICHS & CO., Gen. Agts., 5 B'way, N.Y.

Robert Capelle, General Pacific Coast Agent, San Francisco, Cal.

$80 Round Trip $80

MEXICO CITY

For the Holidays

Magnificent special train personally conducted. Just the time to visit our sister republic. Tickets good returning via SOUTHERN PACIFIC or the SANTA FE. See the Grand Canyon, Arizona's Wonderland.

Secure reservations early.

SOUTHERN PACIFIC

Oakland—7th and Broadway, Broadway and 13th street, 1st and Broadway, 16th street depot.

GATES, JR., TAKES FLING AT 'TIGER'

Son of "Betcher-a-Million" Loses $40,000 On the Green Tables.

NEW YORK, Nov. 8. — Charles G. Gates, son of "Betcher-a-million" John W. Gates, took his first plunge in to the sporting life of New York since his operation for appendicitis in July, on Thursday night last. It cost him $40,000.

Arnold Rothstein, a notorious gambler, whose house in West Forty-sixth street has remained open through so many of New York's spasms of virtue that the most rigid investigators never think of bothering him any more acted as host. A widely known wine agent and sporting man was the escort. Much roulette and some faro were the mediums through which young Mr. Gates and his bankroll were parted.

It is so long since a New York gambler has got hold of a real "live one" that after Mr. Rothstein and his partner, William Shea, had secured Mr. Gates' check for $40,000 they were loath to part with him. So cordial and interesting was the entertainment that they furnished that it was actually past the time for the banks to open before Mr. Gates was ready to depart.

ACCOMPANIES GATES TO BANK.

Then, fearful that their guest might still have some cause to complain of their hospitality, Mr. Shea accompanied Mr. Gates to the bank, where the $40,000 check was cashed.

Unfortunately for Mr. Rothstein, Mr. Shea failed to return to the Forty-sixth-street house after he got the money. He just tucked the entire wad into his own pocket and it is there yet.

Mr. Rothstein sought out Mr. Shea Friday, but Mr. Shea refused to split, declaring that his erstwhile partner had been "tossing the bankroll to his friends." Mr. Shea figured that they were now about even.

Mr. Rothstein departed in great anger and dissolved partnership. He is now operating by himself.

Since his illness the younger Gates has kept pretty quiet. His last plunge was in Los Angeles two years ago, when he won $29,000 from the bookmakers in one afternoon and celebrated it by buying a prize bulldog for $8000. After getting out of the market and devoting himself to Texas oil exclusively his friends figured that his sporting blood departed.

20-YEAR-GIRL DIES OF INFANTILE PARALYSIS

LOGANSPORT, Ind., Nov. 8.—Marie, the 20-year-old daughter of Judge and Mrs. Quincy A. Myers, died last night after a week's illness of infantile paralysis. This is the fourth death here from this disease in two weeks. There are at present more than twenty cases in the city. Judge Myers is a member of the Indiana supreme court.

NEWS OF THE OIL FIELDS

NEW STRIKE REPORTED ON LOST HILLS FIELD

San Francisco and Visalia Drill Into Oil; New Well on California Midway Promises Much

LOS ANGELES, Nov. 8.—The California Midway's new well continues to give promise of becoming a big producer. The drill is now forty feet in the oil sand and the work of penetrating the sand still further proceeds with considerable difficulty. The oil is bubbling up over the casing and through the great body of water that is kept there to prevent the well from blowing out. Once this weight is removed from the hole the well will doubtless give a gusher exhibition that will help make Midway oil history worth reading.

A report reached here yesterday that a company of San Francisco and Visalia people had struck oil on section 1-25-19, Lost Hills, at a depth of 700 feet. The oil, it is said, is of very light gravity and the well is estimated as capable of producing 375 barrels per day. A remarkable feature of the report is the statement that fuel oil for drilling purposes was obtained from a well nearby not exceeding twenty-five feet in depth.

NEAR LAKE SHORE.

The land on which the strike was made is owned by a company composed of Abe Murray, J. Shiffert, Frank P. Haynes, C. H. Kinkler and others. Section 1 is about twelve miles northwest of the Lake Shore well.

It is said that there are twelve rigs now in operation in the Lost Hills. Despite the recent withdrawal order of the President, there is still much activity in the location of lands in the district, and never a day passes but a number of locations are filed in the county recorder's office.

The Standard Oil Company filed notice of two contracts, one with the Midway Five Oil Company, on section 5-32-23, and the other with the La Blanc Oil Company on section 6-11-23, in Maricopa. The price at which the deals were closed is not known.

GOLD IN OIL SANDS.

"The sand croppings of the San Joaquin valley oil fields assay gold all the way from five cents to sixty cents per ton," says the Oil World.

"This interesting announcement is made by a competent geologist and mining engineer who has spent much time in going over these fields collecting samples and analyzing them. He declines to permit the use of his name in connection with the announcement.

"Samples of some collections from outcrops just south of McKittrick show an assay of sixty cents per ton; samples from back of Maricopa, near Crocker Springs, show forty-five cents; Elk Hills, six cents to fifteen cents; Buena Vista Gap, ten cents; Kern River, northern portion, twenty cents; Poso Creek, eight cents; South Coalinga, eight cents to twenty cents; Kettleman Hills, twenty cents.

"In fact, gold is revealed in more or less showing wherever the oil sand outcrop occurs," says the engineer. "The gold obtained is not what is called free gold. It would require the cyaniding process to separate it from the sand."

WELL DRESSED MEN FLEE THE MARSHAL

PLEASANTON, Nov. 8. — While making his rounds around the town of Pleasanton Saturday night, Marshal Nevis reports that he noticed four well dressed men lingering around the railroad station and acting suspiciously. Stepping to one side of the road and secluding himself behind a tree, he watched the men for some time and when they advanced toward the station he called to them to halt. They did not obey the command but immediately fled into the darkness.

A diligent search was instituted throughout the neighborhood but no trace of any of them could be found and it is believed that they made their way to Livermore, from where they had been seen to journey early in the afternoon.

POTASH NEGOTIATIONS AT BERLIN CALLED OFF

WASHINGTON, Nov. 8. — The State Department was officially advised yesterday of the failure of the potash negotiations at Berlin in a cablegram from Ambassador Hill and Commercial Adviser Davis.

The latter, the dispatch added, would leave at once for Vienna to consider certain trade relations with Australia.

No definite decision will be reached by this government in the German controversy until the return to Washington of Secretary Knox.

NEW STEAMER SERVICE.

WASHINGTON, Nov. 8.—A new steamer service has been arranged between Genoa, Italy, and ports on the Gulf of Mexico, according to United States Consul General James A. Smith of Genoa. Steamers with the combined tonnage of 50,000 tons will be put into service.

ENDURANCE RACE TO OPEN SHOW

48-Hour Grind Will Be a Big Feature of Oakland Auto Dealers' Exhibition.

By J. A. HOULIHAN.

A 48-hour endurance run will be one of the big features during Automobile Show week in Oakland. This was decided at a meeting yesterday of the Oakland Automobile Dealers' Association under whose auspices the first 1911 Show will be held at Idora Park in the next fortnight.

A dozen dealers on both sides of the bay have already pledged entries for the contest. It is proposed to start the event, which will be run as the Oakland Auto Show Endurance Test, at 10 a. m. on Saturday the opening night of the big exposition at Idora. The machines will be sent away from the scene of the show under a two-minute schedule. The course will be over the San Leandro triangle and the cars will check out at Idora Park after the first 24 hours and at the finish of the run.

The show committee will make arrangements to post the progress of the contest every two hours. The winning cars are to be exhibited in the pavilion during the last five days of the show.

Several successful 24-hour runs have been held in local motoring circles but the event on the nineteenth will be the first "four times around the clock" contest ever scheduled in northern California. Complete details of the endurance run will be announced in a few days by the committee appointed to handle the event.

W. D. Vance, Secretary of the Bay Cities Electric Co., plans to have one of the most elaborate exhibits in the Automobile Show at Idora Park. Talking of the cars he has coming on the special automobile train he said: "We will have on exhibition one Model 1220 Columbus Electric Brougham, shaft driven and equipped with the Edison battery. This is an extra large four-passenger coupe and will be finished in imported English Bedford cord. One model 1003 Columbus electric coupe chain driven but having the chains encased and running in oil. This is a two-passenger car and is one of the Columbus Buggy Co.'s prettiest designs. One model 1202 four-passenger coupe with chain in oil drive. This models 1220 and 1002. One model 1200 Models 1220 and 1002. One Model 1200 four-passenger Stanhope. Chain in oil driven. This is the standard type of open vehicle, in our line between this model and the 1202.

"All of these cars are representative of the new 1911 models being gotten out by the Columbus Buggy Company."

KULLMAN MUST DEFEND TWO SUITS

Wealthy Benicia Tanner Is Legally Attacked by Mother and Wife.

FAIRFIELD, Nov. 8. — Two lawsuits that have caused a sensation in Solano county and particularly in the business and social circles of Benicia and Vallejo, are pending in the local Superior Court. When filed last September they were kept from public notice and for the time escaped any general attention. The first action was that of Amelia Kullman against her son, Jacob Kullman, head of a big Benicia tanning firm, to collect the principal and interest on three notes for $10,000 each, less $5600 said to have been paid on them. The second suit is by Jacob Kullman's wife, who seeks a divorce from him because he had ceased to care for her and had entered into conspiracy with his mother and others to defraud her.

The notes given by Kullman were made August 28 this year to Tillie Salz Cecelia Adler and Hattie India, and each of these persons, intimate friends of the Kullman family at once assigned her note to Amelia Kullman, mother of the defendant. The mother forthwith instituted suit to collect the notes.

NO LONGER CARES.

In her complaint the wife alleges that her husband no longer cared for her and had given the notes in order to dispose of his property so she could not get any of it; that there was a perfect understanding between her husband and his mother regarding this scheme to prevent her from obtaining a share of the property upon obtaining a divorce. She also alleges the notes were executed without consideration.

In her complaint for divorce Mrs. Kullman states that her husband's mother is largely responsible for the differences between her husband and herself, that her mother-in-law practically displaced her as mistress of the household and that her husband was in collusion with his mother and against her.

AUTO DEALERS ASK FOR BOULEVARD'S USE

The Oakland Automobile Dealers' Association made a request to the City Council last night for permission to use the Foothill boulevard, East Fourteenth street and connecting streets for automobile races to be held in the early part of January. The races will be similar to those held last year when the streets were closed during the time of the races. The council decided to grant the request.

Following is the letter from the association:

Oakland, Cal., Nov. 7, 1910.

To the Honorable Council of the City of Oakland.

Gentlemen: We, the Oakland Automobile Dealers' Association, respectfully petition your honorable body for permission to use the Foothill boulevard, East Fourteenth street and connecting streets for the purpose of holding the Portola automobile race the first part of January, 1911. Respectfully,

OAKLAND AUTOMOBILE DEALERS' ASSOCIATION, by R. H. MORRIS, President.

JURY FAILS TO AGREE AS TO GUILT OF WOMAN

PORTLAND, Or., Nov. 8. — The jury in the case of Mrs. Carrie Kersh, charged with complicity in the murder of Wm. A. Johnson, was unable to agree and was discharged yesterday. It is reported to have stood 7 to 5 for conviction. The case probably will be retried.

There is a long time between drinks, but not if it is Giersberger Wine.

That's What I Wanted

Pabst Blue Ribbon—the beer with the taste and zest that reach the spot. The beer that arouses your appetite when you sense the aroma of it.

Good to look at—its color a perfect amber.
Good to drink—a delightful after-taste.
Good for you—strengthens, and aids digestion.

Pabst Blue Ribbon

The Beer of Quality

comes to you in an attractive bottle, its clear amber contents sparkling and inviting. Low in percentage of alcohol—with a full mellow flavor and a soft smooth taste—it satisfies every expectation.

Made and Bottled only by Pabst at Milwaukee.

Why not order a case sent home today? *Phone*

Thos. W. Collins & Co.

461-465 11th St.

Tel. Oakland 1993

TERRACED WALKS ARGUED IN COUNCIL

Jean Street Property Owner's Request for Change Opposed by Superintendent.

The question of terraced sidewalks on Jean street running off Grand street was brought before the city council last night when N. Coffin appeared before the council and asked that the sidewalk opposite his home be brought down to grade. He explained that the sidewalk was dangerous in its present condition as any person might fall over its edge while returning home upon a dark evening.

The change was opposed by City Superintendent of Streets Howe, who explained that the street work had already been accepted by the city and should the grade now be changed the city would have to bear the expense. He explained that the city engineering department had permitted terraced sidewalks in other parts of the city and that other people could come in and have other sidewalks brought down to grade at the city's expense if the request of Coffin were granted.

"Other cities have terraced sidewalks," said Howe, "and I do not see why the city of Oakland should be put to this expense after all of this work has been accepted."

The matter was laid over until the next meeting to give the members of the council a chance to go over the ground and determine the danger that exists by reason of the present sidewalk.

Premature Grayness

Is an unnatural disfigurement and a handicap in social and business life.

Those who care for their personal appearance, use HAY'S HAIR HEALTH. It removes all traces of grayness by restoring the hair to its natural color—used successfully when all others fail.

IS NOT A DYE.

Send 2c. for books "The Care of the Hair and Skin." Philo Hay Spec. Co., Newark, N. J., U.S.A.

REFUSE ALL SUBSTITUTES

$1 and 50c. bottles, at druggists

FOR SALE AND RECOMMENDED BY THE OWL DRUG COMPANY.

Dr. Ong Ting Shew

CHINESE FAMOUS DOCTOR.

Over 10 years with Oriental Dispensary. Chinese Tea and Herb Sanitarium. Diseases cured exclusively by Chinese Wonderful Herbs; over 1000 varieties used.

Suey Chee Tong & Co. Chinese Drug Store, Wholesale and Retail, 11-13 Brenham Place, between Washington and Clay Sts., opposite Portsmouth Square Park, San Francisco. Get off car at corner Kearny and Clay Sts. Telephone—China 650; Home C3223. Doctor's office hours—10 to 12 a. m.; 1 to 8, 7 to 9 p. m.; Sunday, 10 to 12 m. and 7 to 9 p. m.

SAVOY SHOE STORE
1016 Washington St.

Ladies' Black Suede Button Shoe
In New Fall Lasts
$3.50

A decidedly new last, in excellent quality suede, with cravanette tops and fancy pearl buttons. Is made in the new short vamp effect—a shoe unusually striking in appearance and possessing exceptional wearing qualities.

Ladies' Gun Metal or Patent Colt Skin Shoes
$2.50

A new short vamp model in Patent Colt or Gun Metal Calf, with cloth tops. This shoe is the newest fall design and possesses style and wearing qualities of an unusually high order. See them in the window.

SAVOY SHOE STORE
1016 WASHINGTON ST., Bet. 10th and 11th Sts.

DEALERS IN AUTOMOBILES AND ACCESSORIES

MAXWELL and COLUMBIA — "The Car That Holds the World's Non-Stop Record." McIVER & BECKER, Alameda County Distributors, Twelfth and Jackson Sts., Oakland, Cal.

Mitchell — "Silent as the Foot of Time." The Car You Ought to Have—At the Price You Ought to Pay. Osen & Hunter Auto Co., 12th and Jackson, Oakland.

Stevens-Duryea — Limousines, Landaulets, Roadsters, Short-coupled Cars, five and seven-passenger Touring Cars in 4 and 6 cylinders. CENTRAL MOTOR CAR CO., 12th and Harrison Sts., Oakland.

Automobile Tires

Firestone — TIRES—Quick Detachable and Demountable Rims. We Repair All Makes of Tires. HOLMES & OLSON, Twelfth Street, OAKLAND, CAL.

CLASSIFIED ADVERTISEMENTS IN THE TRIBUNE PAY BIG RETURNS FOR THE MONEY INVESTED.

Corset Bulletin

BRANCH NEMO FACTORY STUTTGART, GERMANY FOR THE EUROPEAN CONTINENT

MADE IN NEW YORK — Nemo TRIPLE STITCH CORSETS — HEADQUARTERS

BRANCH NEMO FACTORY BRISTOL, ENGLAND FOR THE BRITISH EMPIRE

Vol. 1 NEW YORK, NOVEMBER 8, 1910. No. 11

DEAR MADAM:

You have often wondered why reputable dealers sometimes offer you *actually worthless imitations* of Nemo Self-Reducing Corsets, when they could just as well sell you the *genuine* Nemos. We'll tell you why:

1. The spurious "reducing" corsets give the dealer a larger profit—for they *cost much less* to make.
2. Dealers who fully *intend* to be square with you are often misled by the false claims of imitators.
3. It is woman's right to change her mind; to *try* something that she *thinks* is new, even when she is entirely satisfied with what she has already—and the merchant must be prepared to humor her whim.

But the proof of the Nemo is the WEARING thereof. Try any of the imitations—JUST ONCE; then you'll be a Nemo wearer for life.

Self-Reducing at $3.50

Nemo No. 320. at $3.50. is worn by a host of stout women who do not require extreme abdominal reduction. High bust, long skirt, sizes 19 to 36. By far the best corset ever sold at the price—$3.50.

No. 318—is a similar model, but lower bust and under arm, for short-waisted women—$3.50.

Nemo No 320 SELF-REDUCING $3.50

Greatest Reducing Corset WITH LASTIKOPS BANDLET

The new Nemo No. 523, with the wonderful Lastikops Bandlet, gives a short stout woman a better shape

and more comfort than she ever hoped for—$5.00.

Nemo No. 522 is a similar model, but higher bust and under arm, for tall stout figures—$5.00.

Nemo $5.00 SELF REDUCING No 523 WITH LASTIKOPS BANDLET

TALL STOUT WOMEN SHOULD READ THIS

Nemo Relief Bands are far superior to any other figure-reducing device *except* the new Lastikops Bandlet.

Used in Nemo No. 405, designed for tall stout figures; give excellent support from *underneath.*

No. 405 is of fine white coutil, sizes 20 to 36—$4.00.

No. 403 is a similar model, lower bust and under arm, for short stout figures—$4.00.

$4.00 Nemo No 405 SELF-REDUCING RELIEF BAND

Why Not Have the Best?

There's no reason why you should buy an inferior corset when the BEST costs you no more. No reason why you should risk your health to improve your form, when a Nemo Corset will give you an ULTRA-FASHIONABLE figure with absolute safety.

The world "Nemo" on a corset means Health, Comfort and Style.

Slender Women are Glad

That We Have Invented Lastikops Corset No. 330, at $3.50

This is the remarkable new corset that is doing the same for slender women that the world-famed "Self-Reducing" has done for millions of stout women—giving them *ultra-stylish* figures with absolute hygienic safety.

Long, *svelte,* graceful, but comfortable as an old old shoe.

The pair of *semi-elastic* Lastikops Straps, across the abdomen, banish all dangers of tight lacing and give perfect comfort, no matter how hard you "pull yourself in."

Nemo No. 330 makes a medium figure look slender and a slight figure willowy. *It's a wonder*—$3.50.

$3.50 THE NEW Nemo LASTIKOPS CORSET No 330

A New Element in Corset-making

Our patented Lastikops Webbing opens a new era in corset-making. It produces unheard-of comfort with perfect style. It is already the ONE GREAT FEATURE in corset-construction, and will command the corset situation for years to come. It is a NEW KIND OF A FABRIC. For comparison:

LASTIKOPS WEBBING—

1. *Never loses any of its original elasticity.*
2. *OUTWEARS ANY CORSET.*
3. *Is NOT weakened or damaged by the needle.*
4. *Can be made VERY elastic or only PARTLY elastic, to provide strong SUPPORT with perfect ease.*

ALL OTHER ELASTICS—

1. Are likely to "give out" and get "stringy" in a week.
2. Will wear out quickly and render the corset useless.
3. Are weakened when the needle cuts the unsecured rubber strands.
4. Are elastic all through—the elasticity cannot be adjusted.

EVERY WOMAN should REMEMBER THIS: Lastikops Webbing is used ONLY in Nemo Corsets. All other corsets that contain elastic HAVE TO BE MADE with the SAME OLD UNRELIABLE ELASTICS.

Sold in Good Stores Everywhere
KOPS BROS., 154 Sutter Str., San Francisco

City Council Grants Waterfront Franchise

SOUTHERN PACIFIC GETS FIFTY-YEAR RIGHT TO LAND ON OAKLAND SHORE

MILLIONS OF DOLLARS TO BE SPENT BY ROAD ON MANY IMPROVEMENTS

Obstructionists Defeated at Lively Meeting of City Fathers; Socialist Plan to Stop Action Quickly Defeated

Terminating a war for the waterfront that has been waged ceaselessly for the past forty years, the city council last night granted to the Southern Pacific railroad a fifty-year franchise for the Oakland mole by giving final passage to the ordinance which has been under consideration for the past five months. By the provisions of the franchise the railroad relinquishes all claim to Oakland's waterfront and recognizes the title in the city of the wharfing-out rights for so many years a matter of bitter litigation.

The action of the council was taken in the face of persistent and strenuous opposition on the part of organized foes of the present city administration, and the lobby was packed last night by both friends and enemies of the measure.

Cheers and Hisses

During the meeting a crowd of more than 600 gathered in the plaza before the city hall, and during the session addresses were made, and cheers and hisses pressed their way into the council chamber. An indignation meeting was held, largely attended by Socialist speakers, which was finally broken up by the police almost an hour after the final vote had been taken on the franchise.

The franchise carried by nine votes of the council, eight being necessary to its passage. It will become law upon Mayor Mott affixing his signature to the instrument. As the ordinance is based upon the famous Memorandum of Agreement which he was instrumental in framing, and has since received his approval, there is no question but that he will sign the ordinance.

The vote on the franchise ordinance was as follows:

Those voting in favor—Councilmen W. J. Baccus, M. R. Bronner, L. N. Cobbledick, Oliver Ellsworth, J. R. MacGregor, Eugene Stachler, A. P. Stiefvater, R. C. Vose and President R. H. Pendleton.

Those against the ordinance—Councilmen Albert H. Elliot and Harold Everhart.

Tries to Explain

Albert H. Elliot explained to the council his vote against the franchise on the ground that he was not familiar with its terms and that he had several objections to various positions in the ordinance. He said:

"Because I have been forced to absent myself from the meetings of the council when this ordinance was under consideration, I am in the unfortunate position of coming in at the eleventh hour when the matter is up for final decision. I asked for a postponement of two weeks at the last meeting in order to have time to read the ordinance as I had not even familiarized myself with its provisions prior to that time. Many friends have come to me urging me to vote in favor of it, but as I think there are several valid objections to certain sections of the grant, I cannot see my way clear to voting in favor of it.

"I have the utmost confidence in my colleagues and knew that however they voted it would be in accord with their calm and conscientious judgment. The vote of the other councilmen can not be unfavorably criticised because they are all men who are faithful to their oaths of office.

"It is not a good time to rehearse before the council now these objections, for I have always been a stickler for the taking up of this lengthy discussion at the proper time in committee. As I cannot with propriety now ask the council to hear at length these objections, and you have refused to defer action till after the charter election, I shall have to vote no."

To Spend Millions

By the terms of the franchise and the agreement of the Southern Pacific Company, millions of dollars will be spent by the corporation in improving the strip of waterfront granted to it for the term of 50 years. Probably the most important improvement demanded by the terms of the franchise is the great bulkhead to be constructed of rock or concrete parallel to the southerly line of the premises granted, to be commenced in good faith within 12 months after permission to construct said bulkhead is granted by the War Department.

The passage of the ordinance seals the pact known as the memorandum of agreement, which was ratified by the voters at the last regular municipal election. Its most salient feature is the pledge of the Southern Pacific Company to take no appeal from the decision of the United States circuit court that the city has the wharfing-out rights on its shores.

Victory Complete

The city's victory is made more fundamental by the inclusion in the ordinance of a reversion clause, proposed by President R. H. Pendleton, and not a part of the memorandum of agreement. This clause provides that at the expiration of the life of the franchise all wharves, docks, bulkheads, buildings, equipment and other property shall revert to the city and be the exclusive possession of the municipality. This provision was granted by the railroad after a lengthy discussion in the committee, and the fight for it was made and the concession won before the bitter opposition of the obstructionists caused the matter to drag along for weeks with but little progress being made.

For the wharfing-out rights the railroad is to pay the city $1500 a year for the first twenty-five years and $8000 a year for the balance of the life of the franchise.

Not Actual Rental

That this payment is to be considered as merely for wharfing-out privileges, while the actual rental may be considered as represented by the reversion of the monetary value of the mole, is the declaration of President Pendleton. Expert estimates as to this monetary value place the figure at $68,439 per annum.

Other points gained by the city are epitomized as follows:

Broadway wharf reverts to the city; Long wharf shall be reverted by the railroad within eight years to give freer access to the 6600 feet of the city waterfront between the Key Route pier and the Oakland mole, which has been so greatly benefited by the decision received yesterday from the War Department permitting the filling in of the Key Route basin 2000 feet outside the bulkhead line; the opening of a street to the "white meat" across the Southern Pacific yards; the opening of certain avenues in East Oakland southerly across the Southern Pacific right of way; the switching clause, protecting Oakland's commerce from unjust discrimination; the final determination of the harbor line across San Antonio creek and of the low tide line of 1852 to the advantage of the city; the deeding by the railroad of all Stratton patent claims to the city.

What Is Gained by End of Forty-Year Battle

Millions of dollars to be spent by Southern Pacific in improvements; seals memorandum of agreement; at expiration of life of franchise all wharves, docks, bulkheads, buildings, etc., reverts to city; railroad pays city $1,500 a year for first twenty-five years, and $8000 yearly afterwards for wharfing-out rights; Broadway wharf reverts to the city; Long wharf shall be reverted by the railroad within eight years to give freer access to the 6600 feet of city waterfront between the Key Route pier and the Oakland mole, which has been so greatly benefited by the decision received yesterday from the War Department permitting the filling in the Key Route basin 2000 feet outside the bulkhead line; the opening of a street to the "white meat" across the Southern Pacific yards; the opening of certain avenues in East Oakland southerly across the Southern Pacific right-of-way; the switching clause, protecting Oakland's commerce from unjust discrimination; the final determination of the harbor line across San Antonio creek and of the low tide line of 1852 to the advantage of the city; the deeding by the railroad of all Stratton patent claims to the city.

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Tries to Obstruct

Despite the careful and patent consideration that has been given to the franchise for the Oakland mole both by the wharves and waterfront committee, the committee of the whole and the council itself, another attempt at delay was made last night, Councilman Elliot proposing that because he had advocated a twenty-five year franchise as the limit fixed for service corporations under the provisions of the new city charter to be voted on December 8, the vote on the measure should be deferred until after December 8 to see whether the people agreed with him. He stated that he had not been able to be present at the meetings of the council at which the franchise was being considered, and so would not bring up his objection to it at this time.

His motion to defer until after December 8 was seconded by Councilman Harold Everhart, who explained his action in a short address. He said:

Denies Referendum

"The defense of the present city council is that there has been a virtual referendum concerning this franchise through the submission of amendments and the memorandum of agreement. As the seconder of the motion for a delay, I wish to point out that there was not any actual referendum. It is now twenty-six months since that so-called referendum was laid before the people. By permitting all that time to elapse before making this application, the Southern Pacific has come face to face with an entirely new set of conditions not contemplated at that time.

"In the first place, there was no new charter before the people giving them the right of referendum. In cases where a renewal of a franchise is applied for, the new charter provides for its automatic referendum to the voters. This is an entirely new condition of affairs, which could not have been foreseen at that time, and this being the case, the voters have the right to have a voice in granting this valuable franchise.

"Chain in Link"

"The second new condition lies in the fact that application is being made tonight for the Seventh-street franchise, for the franchise that will expire November 11, 1911. That franchise is but a chain in the link you are forging by giving away this valuable grant tonight, and that in itself is a reason delaying action. I have prayed you many times, gentlemen, to wait, and tonight I ask again that you consider carefully what you are doing.

"There are several gentlemen here tonight who have asked me to obtain if possible the privilege of the floor for them. I do ask it, and I feel that we may gain from hearing from them."

With the memory of many a weary night spent by the council till after midnight listening to protestants dragging out arguments in favor of matters already settled the way they wished, and of others asking the impossible, the councilmen stipulated that Everhart should limit his request to the hearing of two five-minute speakers. He then called upon J. L. Osborne, a Socialist writer and orator.

Damned Council

Before Osborne had a chance to address the meeting, Councilman Bronner required the privilege of asking him a question. He said:

"Did you, Mr. Osborne, at a recent Sunday night meeting at the Rice Institute, use the words, 'If that is so, damn the city council of Oakland'?"

"I did," answered Osborne.

"I move you this man be not heard," said Bronner. "I know I don't want to hear him, and I see no use in wasting our time listening to that sort of denunciation."

"I heard this gentleman's speech," interposed Everhart, "and I found nothing insulting in it. He was telling a story from Wendell Phillips, and he—"

"But he admits using those words in reference to this body," President Pendleton interrupted. "We are self-respecting men, Mr. Everhart."

"So am I, Mr. Chairman," responded Everhart.

He then introduced J. C. Flaherty, representing a committee of five from the Building Trades Council and the Central Labor Council, who spoke in favor of deferring action.

Meets Like Fate

Henry tum Suden, who has been heard many times on the franchise, asked the privilege of the floor, but met with no better fate than did Osborne. Councilman J. R. MacGregor was the one to question him.

"Did you, or did you not, denounce the council as 'so rotten it stunk' when you met me in my office the other day?" asked MacGregor.

Tum Suden refused to answer the question, saying that he would neither affirm nor deny it.

Ross Morgan addressed the council and attempted to prove that the answer to the request of the city to fill 2000 feet outside the present bulkhead line in the Key Route basin made by the War Department yesterday was a denial of the request, because certain reasonable conditions were imposed. Questioned by Councilman A. P. Stiefvater, chairman of the committee on wharves and waterfront, he also fell by the wayside with tum Suden and Osborne. The council proceeded to business and the motion to defer action till after December 8 was voted down.

Vote Called For

Councilman Oliver Ellsworth moved the final passage of the ordinance, and after weeks of obstruction the council was at last face to face with a definite vote to conclude the matter. With eight votes in favor of the ordinance already cast, Councilman Everhart made a last stand for delay, voted in favor of the ordinance and gave immediate notice of consideration, an action he could not have taken had he voted against the measure. President Pendleton was about to vote when Councilman Ellsworth raised the point of order that the ordinance had already been reconsidered once, and that a second reconsideration would be out of order.

The matter was referred to Assistant City Attorney Joseph Koford, who decided that Ellsworth's point was correct, and Everhart was permitted to change his vote to "no." President Pendleton voted in favor of the measure, making nine "ayes."

Deserves Credit

The council deserves the greatest credit for the manner in which the franchise has been handled, great fairness having been shown to all concerned. Troubled and harassed by injunction proceedings, forced to listen night after night to long-winded oratory, the councilmen, especially President Pendleton and the members of the wharves and waterfront committee, took what was valuable from the suggestions made, no matter what their source, and winnowed out the wheat from the chaff.

At last night's meeting, as at a number of previous meetings President Pendleton preserved order under peculiarly trying circumstances, controlling the meeting cleverly and diplomatically but with a firm hand. Not content with the many nights spent in council over the franchise, he made time to look into the actual cash value of the rights being gained by the city and by the settlement of this litigation. This has never before been estimated carefully and his figures are of the gravest importance in estimating the gain to the city in this franchise, which provides for the reversion to the city of valuable properties, and for the quit-claiming to the city at this time of all wharfing-out rights.

The figures are as follows:

Franchise Figures

Cost of Oakland mole beyond low tide line, exclusive of buildings, over $3,000,000; cost of improvements to be made, over $8,000,000; total cost of property to revert to city of Oakland at end of fifty years, $11,000,000; present worth at 4% of $6,000,000 due in fifty years, $843,832; that is, $843,832 placed at interest today bearing interest at 4% would equal $6,000,000, the estimated cost of the existing and projected mole. Reversion of $6,000,000 to the city of Oakland at the end of fifty years is equivalent to annual payments of $68,439; average franchise payments per year for wharfing privileges, $2250; total average annual payment, $70,689. Acreage involved less than 200; value at $1000 per acre is $200,000, of which annual payment is 35.2%; value at $5000 per acre is $1,000,000, of which annual payment is 7%.

The payment of $2250 per annum is a payment for the wharfing-out rights and was required by the city in order to obtain an acknowledgment by money payments of these rights. The rental is covered in the reversion of the monetary value of the mole, which is $68,439 per annum.

Nor should the direct monetary gain to the merchants of Oakland be overlooked in that the Southern Pacific Co. has agreed in the amended franchise to discontinue the discrimination in rates which works in favor of San Francisco as against Oakland and also to discontinue the discrimination in rates which work in favor of their docks as against the municipal docks and other Oakland industries.

Resolutions

Resolutions favoring the granting of the franchise were received as follows:

"To the Honorable City Council.

"Gentlemen: Your petitioners respectfully show that they are citizens and taxpayers of Oakland and that they are vitally interested in the progress and prosperity of the city.

"You have had before you for many months the matter of granting a franchise to the Southern Pacific R. R. Co., drawn in conformity with a certain 'Memorandum of Agreement,' which memorandum was ratified at the last municipal election by amendment of the city charter in the re-election of the present administration.

"After a careful consideration you have now before you for final passage an ordinance granting the Southern Pacific Co. a mole franchise. You have invited and received full criticism of all phases of this matter. We believe that all valid objections have been removed and that the progress and prosperity of the city will be greatly advanced by the adoption of the ordinance as it now stands, thus ending litigation and making certain titles which will be of very great value to our city.

No Further Delay

"We respectfully petition that there be no further delay and submit that the immediate passage of this ordinance will conserve the best interests of this city

Nov. 4, 1910.

	(Signed)
James I. Elliott	W. E. Griffith
A. H. Breed	H. L. Hinman
H. P. Bancroft	P. B. Lynch
C. J. Heeseman	Chas. Jungens
Frederick Kahn	J. P. Morgan
Taft & Pennoyer	Hugh Hogan
B. P. Miller	A. M. Salinger
F. J. Woodward	John B. Jordan
A. Jonas	R. A. Newell
B. Bercovich	

"City Council—Gentlemen: At the last meeting of the Seventh Street Improvement Club, an organization which is practically made up of all the owners of property on Seventh street between Fallon and Bay streets, the following resolutions were agreed upon:

"Whereas, the granting of the waterfront franchise to the S. P. railroad at what is known as the Oakland mole is of vital interest to the property holders of Seventh street; and

"Whereas, similar franchises have been readily granted to the Key Route and Western Pacific railroad, and

"Whereas, none of the protestants of the aforesaid franchise are property owners on Seventh street; and

"Whereas, the honor of the city of Oakland to keep its promises is concerned, therefore, be it

"Resolved, That we, the members of the Seventh Street Improvement Club and owners of the properties on Seventh street, do commend our interests to the members of the city council of Oakland and recommend that the aforesaid franchise as now sought by the S. P. R. R. on the westerly waterfront of the city of Oakland be granted to said company without further delay.

(Signed)

"GEORGE L. YAGER, President.

"S. J. VIGANEGO, Secretary."

Petitions and resolutions against the granting of the franchise were filed from the following clubs and private citizens: Mass meeting at Rice Institute, November 6; Tri-City Rotary Club, H. E. Fortin and twenty others and Central Labor Council.

"A NERVOUS WRECK"

"My daughter is rapidly becoming a nervous wreck," said an anxious father to a friend who happened to be a druggist—"she has no appetite, is run-down, weak, takes no interest in anything, and we cannot find anything that helps her."

"Why don't you give her Vinol"—said the druggist—"it is not a secret nostrum, but a simple and delicious cod liver and iron tonic—and the best strength creator and general all round tonic we have ever sold in our store. Take a bottle home and try it. We'll return your money if it does not help her."

Within ten days the father came back for another bottle of Vinol, saying that he had never seen such a change in the girl in his life, and he felt sure one more bottle of Vinol would restore her to her normal condition."

Such cases as the above are constantly coming to our attention, and we ask every run-down, nervous, debilitated, aged or weak person in this vicinity, and every person suffering from a chronic cough, cold, or bronchial trouble, to try a bottle of Vinol on the same terms as above. The Owl Drug Co., Oakland, Cal.

APPLICATION FOR FRANCHISE IS GRANTED

Council Assures Car Line On Grand Avenue and Fourteenth Street.

FOOD INSPECTOR'S PAY FIXED AT $200 MONTH

Sewer Construction Covering Wide Area Is Authorized by Committee.

Routine business transacted by the council follows:

On the recommendation of the railroad committe it was expressed as the sense of the council that the application of the Oakland traction company for a street railroad franchise along and upon Grand avenue and East Fourteenth street, be granted, provided said company will agree to construct an additional roadway six feet in width adjacent to the rock roadway now in said avenue.

BILLS ORDERED PAID.

The following recommendation of the auditing and finance committee were passed by the council last night.

That various claims originating in the Fire Department and Street Department, be ordered paid.

That the Board of Public Works be authorized to establish four additional police telephone stations in the Annexed District.

That the Board of Public Works be authorized to purchase shop tools for the Fire Alarm and Police Telegraph Department.

That two resolutions appropriating $400 each, for labor and materials for the Fire Alarm and Police Telegraph Department, be adopted.

That $400 be appropriated for the use of the Board of Freeholders.

That the claim of Snook & Church for $250 and Fitzgerald & Abbott for $250 be ordered paid.

That the claims of the city engineer, commissioners, etc., in the matters of opening Richmond avenue, amounting to $2414.65 be reduced to the sum of $1480, and the claims be allowed for that amount.

That the city clerk be authorized to distribute free of cost one thousand copies of the proposed new charter to public officials of this and other cities, public libraries, schools, etc., the remainder four thousand, to be sold at ten cents each.

That the following bills be passed to print:

Authorizing the appointment of twenty additional police officers.

Authorizing the Board of Public works to lease a building for the municipal offices at a rental not to exceed $650 per month.

Fixing the salary of the Inspector of markets, meat and milk and veterinary surgeon at $200 per month.

On the recommendation of the License committee the council granted the following liquor licenses:

T. Dorgan & Co., 462-464 Twelfth street; R. W. Long, 1687½ Fifth street; M. M. Da Silva and H. S. Luis, 1501 Fifth street; John H. Roberts and W. G. Lefranchi, 201-203 San Pablo avenue.

TO CONSTRUCT SEWER.

On the recommendation of the Drainage and Sanitary committee, the Hutchinson company was granted permission to construct a sewer in Martin street from Alaga street to a point 160 feet easterly.

A resolution awarding the contract for the construction of a sewer in Foothill Boulevard and Fortieth avenue was rescinded, and the clerk of the council was directed to re-advertise the bids for the work.

Payment by the City of Piedmont of the sum of $1000 for permission to sewer into the City of Oakland was accepted with the express reservation of all existing rights and claims contractual or otherwise belonging to or asserted by the City of Oakland in said matter.

The following resolutions were adopted:

Directing the city engineer to prepare and submit plans for sewering the north side of Seventh street from Broadway to a point 115 feet easterly.

Adopting plans and specifications for sewering the north side of Seventh street from Broadway to a point 115 feet easterly.

Of intention to sewer north side of Seventh street from Broadway to a point 115 feet easterly.

On the recommendation of the Public Service committee, Michael Murphy was granted sixty days extension of time to construct section three of the pipe system of the high pressure fire system.

The Peoples Water company was requested to replace the water pipe in Chicago avenue, also on the east side of College avenue between Broadway and Fifty-ninth street.

COUNCIL COMMITTEE LOPS $1,000,000 OFF SCHOOL BOND ISSUE

Forced to Take Action to Insure Success of Vote; Shows Just How Money Will Be Expended

The special committee of the City Council appointed to confer with the Board of Education to determine the amount for the proposed school bond issue, handed in its report at a meeting of the city Council last night. According to the report the amount asked for by the Board of Education will be cut down about a million dollars. The report was referred to the committee of the whole.

Councilman Ellsworth spoke in favor of the report and stated that while it was not entirely satisfactory to the Board of Education the members realized that it was the best they could do at this time and that they would be satisfied with the amount stated in the report. He called attention to the fact that all sections of the city had been considered and asked that a date for the bond election be set immediately.

TEXT OF REPORT.

Following is the report of the special committee:

To the Honorable City Council of the City of Oakland.

Gentlemen: Your special committee appointed to investigate the question of the amount for the proposed school bond issue, after conferring with the Board of Education, to report to this Council its recommendations, begs leave to submit the following report:

After personal investigation and conference and consideration of the present conditions both relative to the bond market and the outstanding bond issues of this city, we feel that while the amount requested by the Board of Education undoubtedly will be needed sooner or later to meet the present and future demands of the schools a substantial reduction may nevertheless be made therefrom and at the same time provide for immediate necessities. This policy we feel will meet the requirements of the case under present conditions and assure the successful submission of the question to the people. We wish to thank the Board of Education and its secretary for the courteous treatment accorded and to express our feeling that in this board the city has a body of gentlemen who are seeking to keep abreast of the times in the matter of school accommodations, equipment and education, and that we regret exceedingly that we have felt it our duty to make any reductions whatever in the estimates presented for our consideration. Annexed is a detailed statement of our recommendations. You will note that all sections of the city are considered.

OLIVER ELLSWORTH
Chairman

ESTIMATED COST

Estimated cost for enlargement of sites for elementary school (primary and grammar), school playgrounds and improvements to grounds:

Frick	$ 7,500
Grant	15,000
Perry street side	30,000
Clawson	8,400
Sequoia	9,500
Laurel	7,500
Longfellow	12,000
Allendale	5,000
Lockwood	40,000
Bay	18,000
Piedmont	12,000
Cole	20,000
Prescott	40,000
Tompkins	50,000
Durant	80,000
Garfield	14,000
Lafayette	30,000
Highland	10,000
Elmhurst	10,000
Melrose	10,000
Fruitvale No. 1	10,000
Fruitvale No. 2	10,000
Manzanita	12,000
Total	$430,900

New sites for schools, school playgrounds and improvements to grounds:

1—Corner Park ave. and Division st.	$ 15,000
2—Near 54th and Market sts.	55,000
3—To relieve Dewey school, High street	25,000
4—Near junction of Boulevard and Redwood road	.....
5—South of railroad near Elmhurst	.....
6—Near Boulevard 1 mile from San Leandro line	.....
7—Emerson	35,000
Total	$130,000

New buildings, new additions and improvements to grounds:

1—Perry st., new building	$ 83,000
2—College ave.	100,000
3—Park and Division sts., new building	75,000
4—19th ave. and E. 9th st.	75,000
5—Lockwood, new building	75,000
6—54th and Market sts.	100,000
7—Addition to Washington	13,000
8—Addition to Bay	150,000
9—Durant, new building	.....
10—New building to relieve Dewey	100,000
11—New building, 13th ave.	75,000
12—New building junction Redwood road and Boulevard	.....
13—New building, Emerson	160,000
14—Addition to Longfellow	100,000
15—Addition to Allendale	10,000
16—Peralta Heights	65,000
	$1,185,000
Total for elementary schools	$1,745,900

HIGH SCHOOLS.

For the enlargement of the Fremont high school site	$ 18,000
For new site for High school	40,000
For new site for M. T. & C. High school	600,000
Addition to Fremont High school building	80,000
New building Oakland High, part payment	.....
Total for high school department	$738,000
Total for elementary schools	$1,745,900
Total for high school department	738,000
Grand total	$2,483,900

COMPANY AGREES TO PAVE MARKET

Delayed in Completing Street Work by Task of Improving Broadway.

P. A. Cox appeared before the city council last night to enter a protest against the Oakland Traction company for the alleged condition in which the company had left Market street between Fourteenth and Twenty-fourth street.

He explained that this street had just been macadamized by the property owners but that the car company had not completed its part between the tracks. He stated that teams were driving over the tracks and carrying dirt on to the new work and that much damage was being done.

Councilman A. P. Stiefvater upheld Cox in his complaint and stated that he himself had asked the council at the last meeting to notify the traction company that this work must be completed immediately. The company he said had ignored this notification and he was in favor of sending it a second notice.

E. Eggs, attorney for the traction company, stated that the company had put every available man to work on Broadway in order to complete this work as soon as possible. He promised to take the matter up with his company and said the work would be attended to immediately.

EGGS 60 CENTS, SO CHICKENS MAY ROAM

The roosters may still crow upon his neighbor's fence and the hen may announce the laying of an egg under the very window of the select society of Oakland for the chicken ordinance proposed by Councilman R. C. Vose failed to pass at the meeting of the city council last night after it had been duly discussed. The measure found several supporters but the majority of the council remembered that eggs were sixty cents per dozen.

The original ordinance stated that chickens or other fowls could be kept within twenty-five feet of a dwelling but some one who evidently found that he could squeeze his fowls into a few feet asked that the limit be made twenty feet instead of twenty-five. Accordingly an amendment was suggested but when it came to a vote at the council meeting both the amendment and the original ordinance were lost.

One of the councilmen who favored the proposition stated that he was voting himself out of business but in casting his vote he was thinking of those who did not have chickens and if the ordinance passed he supposed that his would have to go.

LED BAND WHEN QUEEN VICTORIA WAS CROWNED

SALT LAKE CITY, Nov. 8.—A man who led a band at the coronation of Queen Victoria died here yesterday in his 96th year, leaving 55 descendents, including seven great-great-grandchildren. The decedent was Thomas Cannell, born on the Isle of Man in 1814. He crossed the plains on foot and settled in Utah in 1868.

S. P. GETS ELECTRIC HOLDING IN SOUTH

Huntington Roads Transferred to Corporation in Big $20,000,000 Deal.

LOS ANGELES, Nov. 8.—The largest deal of its kind in the history of the west if not the whole country, was closed here today, when the Pacific Electric Railway, with its 600 miles of interurban track, many large power plants, nearly 1000 cars and other equipment—in fact, the entire system—will become the property of the Southern Pacific.

This transaction, held in abeyance some time pending the return of William F. Herrin from Europe, precedes the retirement, often denied of H. E. Huntington, builder of the Pacific Electric. Howard E. Huntington, his son, will be active head of the Los Angeles Railway Corporation and of the Los Angeles and Redondo Railroad, which is to be merged with it.

TWENTY MILLION INVOLVED.

For several years the Southern Pacific has owned 50 per cent of the stock of the Pacific Electric. Now, it is understood, the company is buying the other 50 per cent, owned by Huntington and his associates. No hint of the consideration is given, but men familiar with the inner workings of the great trolley system believe it to be $20,000,000.

This morning E. E. Calvin, vice-president in charge of operation, and Paul Shoup, assistant general manager in charge of the electrical lines, and other Southern Pacific officials, including Epes Randolph, former general manager of the Pacific Electric, arrived to conclude the deal. All the details have been arranged. A. D. McDonald, auditor of the Southern Pacific, is here.

The Southern Pacific will take active control about January 1 and, it is understood, Shoup will reorganize the system throughout. The Pacific Electric and the Los Angeles Railway are to be under one management. This gives the Southern Pacific a virtual monopoly on interurban and beach trolley traffic.

MUNICIPAL AUDITORIUM IS URGED BY CHAMBER

A communication was read from the Oakland Chamber of Commerce at a meeting of the city Council last evening setting forth the urgent need of the city of Oakland for a suitable auditorium and requested that the members of the council adhere to their original assurance made the Progress and Prosperity Committee to provide in the ensuing bond issue for the submission of a proposition to raise funds for the erection of such an edifice by the municipality.

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Laxative Bromo Quinine
Cures a Cold in One Day, Grip in 2 Days
E. W. Grove
on box. 25c

To Feel Right—Eat Right!
Try
Grape-Nuts
food
"There's a Reason"

HEART---TRIBUNE'S PAGE FOR WOMEN---HOME

IN SOCIETY

MISS MARIE M HACKEY, daughter of Mr and Mrs Augustus Hackey of Piedmont and Daniel B Mann will be married tomorrow night at 8 o clock at the bride s home Rev Albert Palmer of Plymouth Congregational church officiating

In a bower of yellow chrysanthemums autumn leaves and ferns the ceremony will take place before a large number of relatives and friends The bride will be gowned in white satin trimmed in old point lace and made princess style with the usual orange blossoms and wedding veil

Miss Elsie M Williams will be the maid of honor and will wear a gown of pink chiffon over pink satin and carry an armful of pink roses

Fred Mann brother of the bridegroom will be the best man After the honeymoon Mr Mann and his bride will live in Piedmont where both have a host of friends

WEST OAKLAND HOME

The members of the West Oakland Home are working enthusiastically for the success of the coming doll show to be held December 1 and 3 a ll hal The committees are meeting frequently making fancy articles aprons both useful and ornamental and dressing dolls of all sizes and of every description

On Wednesday Mrs Walter Morgan will entertain the first work committee at her home in [illegible] street in an informal sewing bee will be enjoyed Mrs Morgan is chairman of this committee and her booth promises to be one of the most attractive of the big charity event

Friday at the [illegible] apartments Mrs Edward Hoffman will be at home to the members of the [illegible] committee

The [illegible] committee [illegible] by Mrs A [illegible] is planning some novel features for the entertainment of the guests at the [illegible] her assistants are [illegible] Mrs L Chamberlain Mrs [illegible] Allen Mrs R Hamilton Mrs [illegible] Mrs Rollin F

Mrs Eugene [illegible] has charge of the [illegible] booth Mrs William Schrock [illegible] Mrs J W [illegible] Mrs William Kent and Mrs H [illegible] will serve [illegible] Mrs [illegible] will preside at the [illegible] Mrs [illegible] will [illegible] table all set [illegible] The handkerchief booth will [illegible] Mrs H B Mehrmann Mrs Charles Heeseman chairman of the mystery table announces that all donations for her booth must be at the Heeseman store by November 1 Mr Fred P [illegible] has [illegible] of the tickets for the doll show

ELABORATE LUNCHEON TODAY

Miss Carol Nicholson s luncheon and bridge party today at the Claremont Country Club was one of the most elaborate of the week and was attended by a large number of guests from this city and Berkeley

COMPLIMENTED GUEST

Mrs Dudley [illegible] who before marriage a few weeks ago was Miss Viola [illegible] was a complimented guest today at the at home given by Mrs J C Baird at her Piedmont home A large number of guests attended

NASBURG-McGRAW NUPTIALS

Miss Hazel McGraw fiance of Harry Nasburg of Portland Ore will be married at the family residence in Chestnut street the first week in January

The bride-elect is a member of the Delta Delta Delta sorority a graduate of the State University [illegible] daughter of [illegible] a resident of this city

MRS BOCQUERAZ HOSTESS

Mrs Leon Bocqueraz was hostess today at her Vernon [illegible] home A game of bridge was followed by tea

LOUIS TITUS HOST

Half a dozen guests enjoyed the hospitality of Louis Titus at dinner at the Palace last evening given in honor of Miss Alice Beene fiancee of Titus [illegible]

ALAMEDA GIRL ENGAGED

The engagement of Miss [illegible] and Claude [illegible] Smith of San Arlo [illegible] of [illegible] of Miss [illegible]

The engagement was [illegible] large [illegible] bride-elect [illegible] event [illegible]

TO WED THIS MONTH

Miss S [illegible] Long will wed Frederick Barker on the evening of November [illegible] at the home of the bride s parents Mr and Mrs Charles [illegible] Rev George G Eldredge pastor of St John s Presbyterian church officiating

Miss Long is prominent in [illegible] circles and has been [illegible] for considerable entertaining in the days preceding her wedding She was the complimented guest Saturday afternoon at an informal musicale and tea given by Mrs R I Gordon

Upon the return from their honeymoon the couple will live in the college town

CARD TOURNAMENT

The third of a series of card tournaments will be given by the Oakland New Century Club in the new gymnasium in West Oakland which will accommodate a large number of players on Saturday November 19 The officers are President Mrs Watt Mrs H [illegible] Eastman vice president Mrs W S Stratton recording secretary Mrs H L Fuller corresponding secretary Mrs H E Cable treasurer Mrs L H Whitehouse auditor Mrs F Printz Mrs [illegible] W Hill Mrs O F Olsen Mrs Sullie Jones

SERIES OF "AT HOMES"

Mrs George Howard and her daughter Miss Mabel Howard have sent out invitations for a series of receptions to be given during the coming weeks the first to take place November 15 at the new home of the Howards on Hillegass avenue

TO WINTER IN BERKELEY

Mr and Mrs James K Moffatt who have taken apartments at [illegible] for the winter will be entertained shortly by a number of their friends in his city

MISS MADELINE CLAY, HOSTESS

Miss Madeline Clay was a hostess this afternoon to the members of one of the smaller bridge clubs [illegible] Miss Edith Mauvais Miss Clo Jones Miss [illegible] Miss [illegible] Miss Elizabeth Orrick Miss Mallone [illegible]

MARRIED IN SAN FRANCISCO

A pretty feature of the wedding of Miss Elise Mosser to [illegible] Cummings which took place in San Francisco the latter part of last week were the two tiny little flower girls Misses [illegible] and Ruth Andrus [illegible] who dressed alike in white lingerie [illegible] in the path of the bridal party

Many guests from this side of the bay crossed over for the wedding

RECEPTIONS ARE PLANNED

Mrs F M Conlet has sent out cards for next Saturday afternoon when she will entertain at [illegible] at the home of Mrs George [illegible] Faulkner [illegible] street

Miss Minna Hall will entertain next Monday at her Vernon Heights home [illegible] will meet for [illegible] cards

HOSTESS OF THE WEEK

Mrs Edward Hoffman has bidden the members of the [illegible] committee of the annual doll show for the West Oakland Home to her Lakeside home this afternoon Among those on the committee are

Mesdames—	P C Stoddart
A M Leche	[illegible]
[illegible]	[illegible]
[illegible] Hook	[illegible]
[illegible]	J [illegible] Miller
[illegible]	And others

MRS FRANK CHADWICK HOSTESS

Mrs Frank N Chadwick will be a hostess Thursday November [illegible] when she will entertain at her home in [illegible] street at the whist tables The [illegible]

Mesdames—	Harry East
[illegible]	[illegible] Whitehead
[illegible]	[illegible]
[illegible]	[illegible]
[illegible]	[illegible]
H B Mehrmann	[illegible]
Geo [illegible]	

MISS KEMBLE S READING

A large number of Berkeley s smart set were in attendance to day at the afternoon at the opera studio Verna Vann presented by Miss Margaret Kemble at the home of Mrs Clinton Day on Bancroft way Miss Kemble was assisted by Miss Laura Anderson at the piano [illegible] presenting [illegible] under the patronage of a number of the most prominent society women on this side of the bay [illegible]

Mesdames—	A A Moore Jr
[illegible] Hevers	C B Wingate
[illegible]	[illegible] Wile
[illegible]	[illegible]
[illegible]	John C Britain
[illegible]	[illegible] Havens

INFORMAL LUNCHEON

[illegible] Dusaz will be hostess [illegible] at a prettily appointed luncheon [illegible] a dozen [illegible] Miss Dusaz is a frequent hostess [illegible] entertains charmingly

OAKLAND CLUB

The program planned for this Wednesday [illegible] the Oakland Club will be given on Wednesday of next week and the annual breakfast will be postponed until [illegible] This change was made out of respect to Mrs Leon Hall whose [illegible] Sunday evening

TEA NEXT WEEK

Mrs Minna McCauley will give a pretty tea next week in honor of her house guest Mrs [illegible] Isenberg of Honolulu who is making a short visit here Mrs McCauley [illegible] has but lately returned from [illegible] the Hawaiian Islands accompanied by her [illegible] and Mrs Isenberg

PRETTY AT HOME

Miss Hazel Miller presided as hostess [illegible] at home followed by a supper The guests who enjoyed Miss Miller s hospitality were

Misses—	Wayne Matthews
[illegible] Clayton	Mr and Mrs Norman Miller
[illegible]	Messrs—
[illegible]	George Ludlow
[illegible]	Walter Bowling
Jessie Wright	Roy [illegible]
[illegible]	Herbert [illegible]
Daisy White	Arthur Garcia
Lillian Watson	[illegible] Irish
Harriet Duncan	Earle Stevenson
[illegible]	Carl Peaslee
Mr [illegible]	Harry Lazakerley
[illegible] Lister	Percival Jacobs
Mr and Mrs	Robert Molloy

ALAMEDA BELLE IN PHILIPPINES

Miss Margaret Arnott of Alameda is visiting Mrs Georgiana Cook Carmany in the Philippines and is being extensively entertained by friends here She is a member of the younger set of the Encinal City

MISS HAZEL HOLT who assisted in receiving the guests at Miss Minna Jacob's "At Home"

Heroine of Picture Romance Is Married

NEW YORK—Mrs Anna Cassin McClure divorced wife of Archibald I McClure of Albany was married recently to Parker Corning and by that a definite end was put to a romance that aroused great interest ten years ago when two men raced from opposite sides of the world to find a woman neither had seen impelled by the love aroused by her photograph

Mrs McClure got a divorce in July After papers were filed there was a fight between Corning and McClure it provided gossip for Albany society and also provided a black eye for the husband

McClure s father William McClure made millions in the wholesale drug business in Albany The young man on a trip from Sacramento Cal to San Francisco saw a picture of the only daughter of John J Cassin a politician of Rensselaer The portrait of Miss Cassin appeared in "types of fair women in a magazine McClure fell in love with the portrait To friends traveling with him he said the face was his ideal and he intended to marry the original He returned to Albany and within six months he had carried out his plan

When the Count of Turin visited the United States about the same time it was said the same magazine picture had drawn him hither He had seen it soon after McClure had, but it was impossible for him to leave his country immediately and by the time he reached America the girl was married

WIFE BURIED HUSBAND ON UNINHABITED ISLE

WELLINGTON N Z—The first chapter of a heart stirring Robinson Crusoe story has just reached here The story of a husband and wife alone on a lonely island where the former died and the latter had herself to bury the body

The death of Mr Hunter [illegible] occurred on the uninhabited little Barrier island in the Hauraki gulf

After waiting two days for assistance from the main land or the neighboring islands his wife made a coffin and buried the corpse herself

No further particulars are to hand but it is presumed that Mr and Mrs Hunter Blith were yachting and had landed on Little Barrier island when the husband was seized with a fatal illness

Little Barrier island is situated on the eastern side of the northern arm of the north of New Zealand and is some fifteen miles from Great Barrier island and about twenty-five miles from the main land.

WOMEN IN THE NEWS

WALKER'S WIDOW IS MISSING WITH MILLION AND CHILDREN

Courts Seek Late Capitalist's Family; May Have Fled in Auto.

Mrs. Ida Von Claussen Seeks Warrant for Roosevelt's Arrest.

SALT LAKE CITY, Utah Nov 8—According to an affidavit filed in the United States court here yesterday there is a million dollars worth of securities in an automobile en route from her to Seattle In the automobile are Mrs Althea Walker widow of David F Walker her two children Clarence and Margaret Si not Walker and a chauffeur

Mrs Sarah A Paul daughter of the late San Mateo millionaire is the affiant After her father s death she contested the will which left most of the estate to the widow on the ground of undue influence exercised through pretended powers of clairvoyance The court was asked to enjoin Mrs Althea Walker and her children from removing the Walker wealth from this jurisdiction An order to this effect was issued and served on two of the defendants Clarence Walter could not be found Later it was reported that the automobile party had passed through Pocatello Idaho en route to Seattle

On Mrs Paul s affidavit Judge Marshall cited the widow and children to appear within ten days and show cause why they should not be punished for contempt

Would Jail Roosevelt

NEW YORK Nov 8—Mrs Ida von Claussen who has been trying for so long to punish Roosevelt for his alleged prevention of her introduction at the court of Sweden made another move against the former President today when she came into the [illegible] police court and demanded a warrant against the Colonel and also against Harry Stimson for the alleged theft of $8,000,000

Where is your proof of this alleged misappropriation? asked Magistrate Herbert

Here said the complainant and she held forth a huge bunch of newspaper clippings

Your evidence is not sufficient said the court

Mrs Von Claussen demurred

Who is with you now? asked his honor

My little girl and her governess

Is the governess a woman of some age?

No said the complainant she is rather young

I asked said the magistrate because I was wondering if I [illegible] not detain you for your own good

Mrs Von Claussen flared up at once

They tried that when I was in Washington she said They threatened me then but I was not afraid

Further hearing will be held tomorrow

Extra Room for Gowns

NEW YORK Nov 8—The best dressed woman in the world—if Walter Wilson is an authority—will be taken as [illegible] in the forthcoming [illegible] show here She is Miss Nora Morris and so great is her wardrobe that she is obliged to engage an extra room at the Hotel Savoy for her [illegible]

My maid tells me I have brought over a hundred street dinner and evening gowns said Miss Morris yesterday She was lamenting this morning that she had no place to put them the closets were so full of other things and I just sacrificed anything and the [illegible] wrinkle [illegible] things for the [illegible] clothes I really care about and which express the real me are the things in which I will be found at the end other sporting events

Miss Morris has 32 riding habits two dozen different riding hats one dozen pairs of patent leather riding boots six dozen white and color [illegible] stocks and two dozen waistcoats from the [illegible] length pink for the chase to the smart black and white and gray for [illegible] very conventional riding events She [illegible] a pair of solid [illegible] which will make their first appearance at the horse show

Actress May Lose Voice

CHICAGO Nov 8—Margaret Anglin is in grave danger of losing her voice Dr George W Whitfield who is attending her said last night that the condition of his patient s nose and throat was such that a loss of voice will [illegible] to embarrass her stage career might result unless immediate improvement follows Dr Whitfield said Miss Anglin s condition is very grave She is completely run down and her nerves are in such that before I can attempt an operation she must be prepared for it by absolute rest without anything to excite her Her vocal cords are in terrible condition This afternoon it was almost impossible for me to hear her across the room

The doctor was asked if there was any danger of Miss Anglin losing her voice and replied In all my experience I have never seen a case where the nose and vocal organs had become in such a dreadful state Her entire career depends upon the use of her vocal organs if it is possible to bring her through safely without an operation we will do it However right now judging by her condition today an operation will be necessary

Society Girl in Wreck

HILLSBORO Nov 8—Miss Cecilia Cassell the young daughter of Mr and Mrs Jack Casserly literally crashed her way Sunday into the ranks of the new lest motor drivers of the local smart set whose foremost exponents in point of pluck have heretofore been Walter Hobart and Miss Tennie Crocker

A large gathering of tennis enthusiasts had assembled about the courts of the San Mateo Polo Club where an impromptu tournament was being held

With interest stirred by a hot rally going on at the courts Miss Casserly fastened her gaze in that direction at the same time continuing to drive her electric runabout toward home

With a rending crash the motor was brought to a sudden halt by colliding with a telegraph pole Rackets and balls at once were dropped by the players who rushed from the courts expecting to find Miss Casserly injured But she was not and after slowly trying the power she shot the damaged machine homeward, waving a good-by signal of distress.

Seven Yards of Pearls Adorn Her

Princess Pless' Jewels Excite Greatest Admiration

Here is one of the most wonderful strings of pearls in the world and adorning one of the most beautiful women The Princess Pless who was Miss Daisy Cornwallis-West before her marriage is almost as proud of the jewels as she is of her new-born child which is to say she cherishes them mightily

Princess Pless is a sister of the Duchess of Winchester whose baby daughter was christened a few weeks ago She is one of the reigning beauties of the Kaiser s court and is not only a talented amateur actress but possesses also a soprano voice of exceptional brilliancy

The rope of pearls she is shown wearing in the picture is seven yards long and is the envy of the German court women Its value runs into five figures but no mention of its real value has ever been given out

The two older boys of the Princess had famous sponsors the eldest having the late King Edward and the German Emperor for godparents while the sponsors for the second were King George, Queen Alexandra and the Crown Prince of Germany

Princess Pless, Whose Jewels Are the Envy of the German Court.

Admits That She Wed Four Men in 14 Months

CHICAGO—Mrs Alice Hoskins who was recently arrested in Medford Okla charged with bigamy was brought back today on a fugitive warrant

Matrimonial agencies caused me all this trouble she said I married four men in fourteen months Now I am sorry for it Any woman can get a man if she keeps on trying

Mrs Hoskins is forty five years of age not good looking and is accompanied by a ten year old daughter She admits five marriages The police believe she has been the wife of a dozen men

I married through matrimonial agencies she continued The managers used to advise us to give fictitious names and if we didn t get any answers at first to change our descriptions just as often as we liked

That s how I came to take so many names You see the agency never got any fee from the women Only the men who selected wives were made to pay and naturally the agents wanted to have as many marriages as possible That s why we gave so many different names I was in three of them the Tecumseh (Mich) Agency the Grinnell s Agency in Toledo Ohio and the Matrimonial Club of Denver I had a list of fifty or sixty eligible men on hand

Fourteen months ago in Troy Ohio while I was a widow I made my first matrimonial agency marriage I was [illegible] but found that he had ten children I couldn t live with him and as I had still my life membership in the matrimonial agencies I left for Toledo last January and was married to J W Graham of Toledo

I left him and July I married James F Young of this city He was too old so I went to Conway Springs Kan, and married H G Hoskins in September I ran away from him because I thought I had done wrong I went to Enid Okla and decided to quit marrying I was at work in a hotel when arrested

Graham the Toledo husband, and Young the Chicago husband are prosecuting

For 6 Years Telephone Girl Never Lost Temper

CHICAGO—For a period of six years which terminated only a day or two ago Farnham suburbs possessed the paragon of telephone operators a girl who never made mistakes nor lost her temper She was not the only operator at the Farnham exchange but the knowledge that she might be the one who would answer calls made the use of the telephone one of the pleasures of life instead of one of the worries to subscribers in the district

But there is gloom among the telephone users of Farnham for the girl has got married—to a young man who used to listen to her voice over the telephone wires

Miss Lilla Patrick was the operator s name—she is Mrs Lefevre now—and just before her wedding the Farnham telephone subscribers remembered that never once during the whole six years she had presided over the plugs and lines of the Farnham exchange had a single complaint been made against her This was a record not to be passed over lightly so the Farnham subscribers subscribed again this time for Miss Lilla Patrick and presented her a sum of money and their good wishes for a happy married life She received in addition many other separate wedding presents from telephone users

"We shall never see her like again," said the subscriber who headed the list in a tone of regret She always spoke politely was obliging and courteous did her best was quick in getting numbers never cut you off too soon never put you on the wrong number never snapped at you would ring when your number was on and finally she had a charming voice

The manager of the Farnham exchange speaks this in praise of Miss Patrick Her record in the service of the company is unsullied Never was a mark made against her She was a wonderful operator

Hears of Girl Long Thought Dead

PITTSBURG Pa—A letter in the Saturday afternoon mail of Francis E Fairman a notary will offices in the Frick building deeply interested him but when he reached the bottom of the first page he leaped from his chair and shouted My daughter! Think I haven t I have heard from her at last—the first time in twelve years since she was kidnaped from me

In a few days the kidnaped girl Edith May Fairman aged 19 now a trained nurse in Norwalk Conn will come here to live with her father and brother

When Fairman recovered his composure he said

Twelve years ago I was a prosperous business man in Brooklyn N Y One day I went home from my office to find my wife had disappeared She was tired of me she said in a letter several months later A month after she left I went to St Louis where I stayed six months as an engineer in the employ of the United States army Then I returned to Brooklyn

One evening several weeks afterward I returned home from my office to find that my daughter had disappeared Several months later a letter dated at a town in Nova Scotia demanded $10 000 for her return home I didn t have that amount of money so I went to Nova Scotia to see if I could find my daughter I made five trips before I found her

Trains run only once a week from the little town where I recovered my daughter and while we waited at a hotel I allowed her to attend school The first day she went to school she didn t return to me and I haven t seen her since

Love in Cottage Makes Society Leader Happy

NEW YORK—By forsaking the palaces of Riverside Drive society to marry Miss Vera P Gilbert who became the bride of Randolph R San Inl has found happiness of the [illegible] in a cottage type thirteen miles in the country outside of Paterson N J The pair were married June 8 last

Her mother wanted her to marry some one else So [illegible] yesterday she declined even to give her daughter s address It had been printed that the [illegible] had taken his bride [illegible] that the girl [illegible] who had [illegible] to burn at her [illegible] was [illegible] dishwashing [illegible]

Mrs [illegible] San Inl was [illegible] should have been [illegible] in a little stable attached [illegible] a long [illegible] a dozen miles [illegible] comes to town every day [illegible] stocks

[illegible] said her husband [illegible] our friend Miss Gilatin, [illegible] coming in August [illegible] I not think [illegible] the house You know, it has no [illegible] So we will have to leave presently probably to Europe as I have some business in Paris and then we may go to the south of France

Protests Women in Court

LONDON—The commendations of British judicial procedure as exemplified by the Crippen case received from America have been largely featured by the London press but there are certain aspects of the trial which have elicited strong condemnation A well known barrister writing to the Times says

Is it not an incongruous thing that while a man is being tried for his life there should sit on the bench on the right hand of the judge a famous musical comedy actress? The lady is I am sure charming and delightful and is as worthy of her position as any other of her sex but her name is associated with the lighter things of life than a murder trial and her presence I insist detracted from the solemnity of the occasion

In favored positions in court too were women displaying enormous hats and expensive furs women chatting and exchanging smiles even while the prisoner was awaiting the verdict of the jury

It may be urged that if we have public trials these things cannot be helped but this trial was not a public trial it was a spectacular one and the admittance tickets were in the greater part allotted before the public even heard of the arraignment

Rather far [illegible] the public be excluded altogether and the press tell us what has taken place

Has Two Sets of Parents

KANSAS CITY Mo—I've tried my stepfather and now I believe I would rather take a chance with a stepmother That s what Eva Worthington 14 years old last week of Topeka but now of Hamilton Mo told Edward P Boyle inspector of detectives

It isn t everybody who has two full sets of parents so she can take his choice You are fortunate the inspector said

Boyle had received a telephone message from Topeka to arrest Eva and the man with her when they arrived here Believing that the couple were elopers detectives arrested them as they stepped from the train

In answer to the man explained I am Frank Worthington of Hamilton Mo I am taking her home to live with me

An hour later Sheriff Norton of Topeka telegraphed to release the couple if the girl really wished to go with her father Taking Eva aside Inspector Boyle asked her if that was her wish

Why I should say I do she replied I wrote and asked him to come and get me Papa and mamma were divorced years ago and I went with mamma But she married again and my stepfather was cruel to me Papa married again, too but I think I can get along with a stepmother."

SAYS WOMEN WILL WEAR NOSE RINGS.

MADISON Wis—That hobble skirts tube gowns and peach basket hats indicate a decline in the intelligence and good sense of the feminine sex and that the public may eventually expect to see cheeks slit and nose rings used as badges of social standing is the opinion of Professor E A Ross of the University of Wisconsin

Professor Ross says that when he wrote his book on Social Psychology six years ago he was convinced that the good sense of and intelligence of women was rising but that a revised edition of the book would not contain any such assertion.

SECOND SECTION

Oakland Tribune.

CLASSIFIED PAGES

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SCORES NEAR DEATH WHEN LODGING HOUSE BURNS

BOYS OUSTED FROM GIRLS' ROOM

The High School "Ecclesians" Resent Masculine Intrusion Upon Their Sessions.

Refusal of Male Scholars to Leave Starts Tempest in Teapot.

There is turmoil in the Oakland High school, a regular tempest in a teapot, that has led both the faculty and the boy and girl students of the school into vigorous expressions of diverse opinion regarding the privilege of the girl orators of the institution to orate to their heart's content in private and the result may be that in the not too distant future the Ecclesia the girls' debating society, will hold its sessions behind locked doors and in a room that has been carefully searched for uninvited male intruders.

INTRUDERS DISCOVERED.

The trouble developed from an incident of the debate of the Ecclesia yesterday afternoon. The young women were busily discussing some pertinent question concerning the well being of the nation, when one of them discovered that four male students had made their way unnoticed into the room. Immediately the debate was halted while the intruders were requested to leave the room, their attention being called to the rule of the school forbidding male students from entering the girls' debating room unannounced and uninvited.

The young men took the request to withdraw good naturedly but stopped to argue the question with the fair members of the Ecclesia and a debate that far exceeded in interest the previous discussion took place.

The argument, if it was an argument, ended promptly and suddenly on the entrance of Miss Anna G. Fraser, a member of the faculty. The matter was explained to her and she sympathetically smoothed the ruffled feelings of the girls, while diplomatically showing the boys the way out of the room.

The question has now arisen among the students, "Shall the girl debaters of the school be allowed to settle the destinies of a nation far from the maddening male? The young women of the school maintain that they should and and they are in a fair way to gain their point.

PLAN EXCLUSION ACT.

The Ecclesia is going to make itself even more exclusive by the passage of an amendment to its constitution that will provide for the exclusion of male students from its sessions, unless they are there on invitation.

The Ecclesia was only recently established by a coterie of the brightest girls in the Oakland High school and it has become one of the most popular societies in the school. Miss Erma Auerbach is its president. The membership of the club is open only to the women of the school.

FALLS HEAD FOREMOST UPON WHIRLING BELT

SAN FRANCISCO, Nov. 8.—James C. Kendall, an employee of the Morrison Cole Auto Company, said to be a son of Brigadier General A. S. Kendall, U. S. A., retired met with an accident in the machine shop this morning, necessitating his removal to the Central Emergency Hospital.

He slipped on a piece of iron piping and fell head foremost against a whirling belt. He received severe lacerations of the head and face.

President Davilla Faces Overthrow of His Rule

PRESIDENT DAVILLA of Honduras, who is facing overthrow by revolutionists.

REVOLUTION IN HONDURAS GROWS

Davilla Alarmed by Spread of Spirit of Revolt Throughout Provinces.

General Medina Turns Against Ruler and Joins Under Valladeres.

NEW ORLEANS, Nov. 8.—A general uprising in Honduras, with all of the old enemies of President Davilla participating in the movement for his overthrow is imminent, according to advices brought here last night by passengers on the steamer Orleanian from Ceiba and Puerto Cortez.

The arrivals say the revolutionary spirit is spreading throughout the little Republic and while the people generally do not sympathize with the action of General Valladeres, the revolutionary governor of Amapala, they are willing again to rally to Manuel Bonilla, whom many believe to be making preparations to revive his revolution against Davilla.

As an indication of preparations for a concerted movement against Davilla, General Medina, former commandant at Ceiba, has gone to Amapala to consult Valladeres and has been joined there by Generals Lara and Matuty, who were prominent in the recent Nicaraguan revolution.

Medina, who is a noted fighter and one of the most powerful political leaders in Honduras, turned only recently against President Davilla. He was credited with having crushed the Bonilla revolution last July.

'LETTER OF LAW' IS CAUSE OF SORROW

Aged Couple Prevented From Joining Daughters in U. S. by Immigration Rules.

NEW YORK, Nov. 8.—Ellis Island will remember the case of Franz Lohn and his wife, German Hungarians as a peculiar example of how the innocent letter of the law, as applied to immigrants, may work heartrending hardships.

The aged couple have two daughters living in Passaic, N. J., and it was their intention to join them when they journeyed to Hamburg, Germany and bought a ticket to America. But the man who sold them the ticket put them on a steamer which landed them in Buenos Ayres.

With no funds, they spent a year at hard labor on a ranch, finally earning enough for passage to New York. A week ago they arrived here, again penniless. The immigration officials said immediately they could not land because they were likely to become public charges.

The pleadings of the two daughters availed nothing and the only question which remained was, should they go back to Argentina or to Hamburg? The law says specifically that the line which brings over an undesirable alien shall take him back.

The daughters offered to pay the passage to Germany, but the law was inflexible and the two are now aboard a steamer sailing back to Argentina.

YOUNG MAN MISSING AND SEARCH IS VAIN

George Francis of 673 Twenty-fifth street is reported missing from his home by relatives, who have told the police that he has not been seen by any of his friends since Sunday.

He is 22 years of age, five feet nine inches in height, weighs 180 pounds and is of dark complexion. His eyes are grey. Foul play is feared by his friends, as he had some money on his person when he disappeared.

PICKPOCKET GETS WOMAN'S HANDBAG

Thirty Feet of Pipe Is Strange Loot Taken by House Burglars.

A clever pickpocket operating in a local theater during a performance when the place was crowded stole a handbag yesterday afternoon containing $40 in coin besides bankbooks, safe deposit key and other articles of minor value from Mrs. J. H. Horning of 30 Foothill boulevard while she was visiting the theater.

She reported the theft to the police today.

Burglars broke into a vacant house at 818 Twelfth street and stole 30 feet of lead pipe, shelving and brass fixtures valued at $15. The theft was reported to the police by Mrs. J. J. O'Brien of 52 Brooklyn avenue.

During the absence of Roy Adams and C. K. Palline from their room at 958 Clay street thieves entered and took $11 in cash from the pockets of clothes hanging in the room. A chest of carpenter's tools was purloined from Schlueter's store, according to the report of Christian Hansen of 219 Ninth street.

INSANITY CHARGE AGAINST VAN WIE

Man Who Adored Very Pretty Woman Doctor Consigned to Lunacy Board.

Charged with insanity by the woman whom he claims as his affinity, Walter Van Wie was released from the city prison on the charge of carrying a concealed weapon only to be rearrested on the charge of suspicion of insanity. The complaint was filed by Dr. E. Gertrude Smith, a pretty physician, whom Van Wie has pursued with his unwelcome attentions for two years.

The man has been turned over to the Receiving Hospital and will be examined by the lunacy commission. Dr. Smith declares that the man's infatuation for her is a form of erotic paranoia, a particular kind of mental affliction not unfamiliar to students of mental pathology. The man claims to be an inventor, but among his inventions he includes a perpetual motion machine, the pet device of inventors in a hundred insane asylums in Europe and America.

WIDOW WILL MANAGE HUSBAND'S BUSINESS

ALAMEDA, Nov. 8.—Mrs. J. S. Crawford will manage the retail grocery business of her husband, Jack Crawford, who died suddenly Thursday at his home, 1408 Pine street. The grocery firm is located at the southeast corner of Park street and Central avenue. Mrs. Crawford has been familiar with the workings of her husband's business for many years. The grocery store will re-open its doorms for business tomorrow.

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Better not associate with friends you can't respect

Let us help you to be right on quality, style, fit and an overcoat to introduce you to your other friends.

Our Overcoat Prices Run From

$15 TO $40

Let Us Show You.

WILLIE WITH C. J. HEESEMAN

TEACHES GIRL-WIFE HOW TO STEAL

John Wadley and 15-Year-Old Bride Jailed to Answer Serious Charge.

Woman Suspected of Carrying Out Clever Designs of Male Companion.

Taken into custody while initiating his girl wife into the mysteries of theft and professional beggary, John Wadley is being held at the city prison pending an investigation, while 15-year-old Adeline Wadley, who claims to be his wife, has been turned over to the Detention home. The two were arrested at 8:40 last evening by Patrolmen Reinhardt and Hemphill, and both are suspected of being implicated in robberies at a lodging house at 961 Webster street and at the Harrison apartments.

According to the detectives, Wadley and the girl have been about the streets of Oakland at all hours of the night for some time, and their actions have aroused the suspicions of the police.

ALLEGED TOM DORGAN.

It is alleged by the officers that the man has been teaching the girl the tricks of the trade, and that a relation exists between the two such as that between Tom Dorgan and Jessie, in Miriam Michaelson' "In the Bishop's Carriage," the girl carrying out by her cleverness the designs of thievery hatched by the man.

No proof of this has been obtained, however, and the police are making every effort to discover whether Wadley has a previous record in police annals. It is also possible that he claim that Wadley and the girl are married may be untrue, in which case a charge of vagrancy may be placed against the man, and the case of the girl handled by the probation officials of the Detention Home.

RAILROADS QUIZZED REGARDING RATES

Financial Circles Interested in Circular Dealing With the Proposed New Tariff.

NEW YORK, Nov. 8.—Financial circles are manifesting great interest in a series of questions which have just been put to all the great railway systems of the country in a circular issued on account of the proposed advance in freight rates. If all the questions are answered, the public will get an opportunity to learn about all the commissions and profits on security issues which have been enacted from the railroads by banking houses which float these securities from time to time.

INQUIRIES NOT LIMITED.

"The commission is not limiting its inquiries regarding railroad capital issues to the operations of recent years, but is making a full report on all issues of securities made since the organization of each of the railroads. It was the texts of all authorizations by stockholders and boards of directors and the terms of all mortgages. In addition, the Commission requires that there be furnished report on every issue of stocks, bonds, or other obligations except loans for one year or less, "including a statement of all fees, commissions and other things of value paid or to be paid to such agencies for their services in such sale or distribution."

INFORMATION GUARDED.

This is information which has heretofore been guarded even from stockholders.

The railroads are also called upon to fore been guarded even from stockholders paid by them on bond issues, of all dividends paid since the organization of each company and the value of all subscription and other rights granted to security holders.

NO MORE RECOUNTS OF CENSUS RETURNS

WASHINGTON, Nov. 8.—No more renumeration of populations will be made in connection with the thirteenth census except on account of fraud. This announcement was made today by Director Durand of the Census Bureau. He was speaking of the demand of Baltimore for a recount, but the statement was made as of general as well as special application.

Auction Sale!

Creditors' Grocery Auction Sale

We have received instructions to sell the fine stock of groceries and fixtures formerly of J. Fipps at 3445 East Fourteenth street, Fruitvale, Oakland. Sale Wednesday, November 9 at 10:30 a. m. Comprising in part a choice line of the best brands of canned goods, flour, coffee, teas, spices, sugar, syrups, vinegar, lamps, etc. Fixtures comprise National cash register, Toledo scales, platform scales, cheese cutter, coffee mill, counters, etc., etc. All must and will be sold.

J. A. MUNRO & CO., Auctioneers.

ELEANOR SEARS, AS AVIATRESS, GIVES BALTIMORE BLUEBLOODS AWFUL SHOCK

MISS ELEANOR SEARS, who will ride in aeroplane.

BALTIMORE, Md., Nov. 8.—With calm insouciance and disregard for the staid convention upheld by Madame Grundy and so rigidly adhered to by the Southern bluebloods, Miss Eleanor Sears, the Boston heiress, caused quite a little flutter in the local smart set by her cheerful announcement that she would make another aeroplane flight with Graham-White or another aviator at the meeting this afternoon.

Several of the older members of the first families, shocked by Miss Sear's unconventionality, demonstrated with her and endeavored to dissuade her from making the intended flight. With her usual careless laugh, Miss Sears shrugged her dainty shoulders and pointing to the clear sky, replied:

"If you only knew what the sensation is like, to be gliding through the blue up there, you, too, would hate the idea of sitting beside a tea table watching the flying men with a soul torn with envy. Who knows, but what I will have an aeroplane of my own some day."

Many of the younger members of the social world sympathize openly with Miss Sears in her unconventional attitude. To a few of these Miss Sears has displayed an aviating costume of her own design that is said to be "perfectly stunning."

The rumor that Miss Sears was to make a flight drew a large crowd of smart people to the field this afternoon. While the preliminary trials for the altitude, duration and distance events were being held the main topic of discussion was the intended flight of Miss Sears.

Girl Stenographers Used As Dummy Incorporators

SEATTLE, Nov. 8.—The indictment returned at Spokane recently by a federal grand jury against Harry White of Los Angeles, former Mayor of Seattle, for his alleged connection with Alaska coal frauds, accuses White of having incorporated the Alaska Clean Smokeless Anthracite Coal Company, capital $10,000,000, to take over Alaska coal claims and of having induced Misses Cora B. Anderson and Neva L. Airey stenographers of Seattle, to act as dummy incorporators.

The former became president and the latter secretary treasurer of the company. To this corporation the indictment says were transferred nine claims of the Charles Houghton group.

The young women are employed by attorneys for White. They say that they signed a large number of papers without reading them, and received no pay for their services.

Desperado Who Broke Jail Is Recaptured in Mexico

SAN DIEGO, Cal., Nov. 8.—Rosarios Sainz, one of the two desperadoes who recently attacked the sheriff and escaped from the jail at Santa Ana, was captured yesterday by rurales near Tecarte, just across the Mexican boundary line. The prisoner was taken to the jail, at Ensenada.

The arrest of Sainz was the result of the activity of Chief of Police Keno Wilson who, learning recently of the desperado's whereabouts, sent word to Celso Vega, governor of Lower California.

According to the information received by Chief Wilson a few days ago, Sainz has played the highwayman successfully since his escape into Mexico, threatening in every instance to kill his victims if they gave warning of his operations to the Mexican authorities.

Thug Captured in Act of Holding Up Girl in Store

While attempting to rob the Key Route candy store at Twenty-second and Broadway last night, a man giving the name of Andrew Pearson was captured by Sergeant Walters, and is being held at the central police station pending further investigation.

The man waited until the place was barren of customers and then as the girl employed in the store was counting the cash, entered the place, and after looking in the cash register attempted to hold up the girl and take the money.

Her screams caused him to run from the place, and he was captured as he fled down the street by Sergeant Walters, who had been attracted by the girl's cries.

Rioting in Coal Fields Threatens Serious Results

LONDON, Nov. 8.—There was a renewal today of the rioting in the South Wales coal fields, where miners are on strike because of the employment of non-union men. Women were prominent in the attacks on non-unionists.

The temper of the strikers is so ugly that 300 men from the London police force, a portion of whom were mounted, were dispatched to the scene. Bodies of troops also are en route.

Home Secretary Churchill has offered his services to compromise the difficulties between the men and their employers.

CHEF IS MARRIED IN CAFE WHERE HE WORKS

Peter Ponos, a chef in a local restaurant, was married to Miss Alice Stuckey last night, the ceremony taking place in the cafe where the groom is employed.

About thirty friends of the bride and groom were present, and a supper was served after the wedding.

To Users of "3 C" Dry Whole Milk.

Be sure and get a copy of the new complete directions now being placed on every can.

MANY LIVES MENACED BY FIRE

People Flee From the Flame-Wrapped Lodging House in Scant Attire.

Big Garage Is Desiroyed by Blaze and 35 Autos Are Ruined.

SAN FRANCISCO, Nov. 8.—The large garage of the Pullman Auto Company, owned by Frank O. Renstrom, 424 Stanyan street, was totally destroyed and thirty-five valuable machines were burned up in a fire, which for a time threatened the entire block facing Golden Gate Park and bounded by Haight, Page, Stanyan and Shrader streets. The blaze broke out at about 5:30 a. m., supposedly from a slight explosion of gasoline in the oil room of the garage.

FLAMES SPREAD QUICKLY.

The flames, however, spread so quickly that it was impossible to tell the exact spot where it originated, or the certain cause of the conflagration. The police from the Park station were immediately on the scene and helped to quiet the crowd of excited occupants of the Bon Air apartments on the north and another large apartment house on the south.

Terrified sleepers rushed madly through the halls in scant attire, valuables were hastily taken from trunks and terror stricken families dashed pell mell to the streets. The police reserves hustled all to place of safety and many were temporarily taken to the Terminal hotel. No one thought that the apartment houses could be saved because of the seething caldron of flame which was all that could be seen of the garage and which was fed by a large quantity of gasoline stored in the place.

LOSS ABOUT $75,000.

Prompt work on the part of a score of fire companies prevented the flames from spreading to the adjoining structures, which were damaged to the extent of only a few thousand dollars. The total loss, which will fall upon Renstrom and individual owners of cars in the garage, will reach approximately $75,000. Only three machines were rescued from the flames, as the awful heat prevented the police and a few firemen who responded to the first alarm from so much as entering the structure.

The Bon Air apartments are owned by Edward Polkin.

WIRE-TAPPER GOT $3200; 'TWAS EASY

But Now Smooth Stranger Is in Toils for Swindling Montana Man.

SALT LAKE CITY, Nov. 8.—Habeas corpus proceedings begun yesterday for the release of an alleged confidence man, brought to light a wire-tapping swindle that cost John Schultze of Great Falls, Mont., $3200.

Schultze stopped here two weeks ago on his way to El Paso, Tex., and fell in with some agreeable strangers, who introduced him to a "private pool room" in a quiet hotel.

Later Schultze was led in on a fixed race in which things went wrong at the last minute. The sharpers, after taking his money, purchased a ticket for him and sent him toward Los Angeles. A friend advised him that he had been swindled and he returned to Salt Lake.

The police arrested A. H. Cummings in connection with the case, but kept the matter out of the newspapers until yesterday, when Cummings' attorney procured his release on a writ of habeas corpus.

MINING INSTITUTE IS PLEASED WITH CANAL

PANAMA, Nov. 8.—The members of the American Institute of Mining sailed today for New York. While here they made a thorough inspection of the canal work and appeared to have nothing but praise for what they saw.

Diamond Bargain

A lady who must have some money at once has left with the advertiser a diamond which she bought some years ago, and which she is willing to sacrifice. The stone is blue white, and perfect, and weighs 2 carats less 3-64. The original price was $600. If sold in the next few days it can be bought for $475. No one need apply except those meaning to purchase—if the above proves to be as represented.

Address DIAMOND, Box 6608, Tribune office.

BERKELEY — NEWS OF — FRUITVALE MELROSE SAN LEANDRO ELMHURST HAYWARD — ALAMEDA

GRADUATES TO MEET TOMORROW

Alumni Members From Many Universities to Gather at Entertainment.

UNIVERSITY OF CALIFORNIA, Nov. 8. — The graduate students' informal gathering will be held tomorrow evening in Stiles Hall, beginning at 7:30 o'clock.

A number of faculty members have consented to address the gathering. Two quartets, one of men and the other of women graduates, will sing. G. P. Gray, Pomona, '10, monologist, is also on the program. A piano solo will be rendered by Miss Mabel Brown, Pomona, '10, and Miss Irene offin '10 will give a recitation. Following this will be a song by Miss Rue Clifford '09 and a violin solo by Miss Elsie Williams '10. Refreshments will be served.

The decoration scheme is to consist mainly of pennants. It is planned to have one representing each of the ninety-eight universities who graduates are registered here.

Similar gatherings will probably be held in the future from time to time. The purpose of these will be to unify the whole body of graduate students and to form an organization somewhat similar to the A. S. U. C. Separate meetings of the men and women were held last week.

The subcommittees appointed were as follows:

Refreshments—Miss Grace Morin '10, chairman; Miss Georgia Owens, Northwestern, '10; M. J. Rutherford, University of Pacific, '10.

Program—A. J. Eddy '10, chairman; Miss Ethel Jordan '10, Miss Rena urtis, Pomona, '10, J. A. McKeen, Iowa, '10

BERKELEY CHECK WORKER CONVICTED

Albert Fairfield, Alias Albert La Flaner, Sentenced for Redding Crime.

BERKELEY, Nov. 8—Albert Fairfield, alias Albert La Flauer, wanted in Berkeley for passing a fictitious check, has been sentenced at Redding, Shasta county, to seven years in San Quentin for a similar offense in that city. In Berkeley, Vallejo and Redding he had used the names of A. O Boyd, using a passing book on the Fort Sutter Bank of Sacramento, made out in that name He passed a bogus check for $75 upon Leslie E. Kells of the Ashby Furniture Company in Berkeley September 10

D. H. Bibb, son of a prominent San Francisco merchant, who was sentenced to five years in San Quentin Saturday for passing a fictitious check for $50 in that city, defrauded A. L. Fowle manager of the Students' Express Company of Berkeley, to the extent of $41.55 which he received in charge for a fraudulent check given Fowle.

PARKS AND PLAYGROUNDS TO BE THEME OF FOLKS

BERKELEY, Nov. 8—"Parks, Streets and Playgrounds" will be the subject of discussion at the next meeting of the Hillside Club, Berkeley, Friday evening in the clubhouse in North Berkeley. An innovation will be talks by three women members. Mrs. A. C. Lawson, Mrs. S. C. Irving and Mrs. A. S. Eakle. Mrs. Lawson will discuss the parks of Boston, Mrs. Irving those in Brussels, while Mrs. Eakle will describe the parks and streets of Munich. Park Commissioner Fred W. Wallace, who recently made an inspection of playgrounds in the east, will talk, as will Mayor Beverly L. Hodghead

UNIVERSITY NOTES

UNIVERSITY OF CALIFORNIA, Nov. 8.—C. A. Anderson '12, was last night awarded the $5 prize offered by the junior farce committee for a design for the farce program. He had already won the prize given this year in the contest for a prom program drawing.

The big C on Charter hill will be outlined with electric light Friday night before the big football game after it has been painted. The sophomore big C committee has made arrangements for guarding the emblem from possible besmirching by Stanfordites. The committee is composed J. A. Stroud, chairman; S. H McFadden, J. J. Beck, T. Laine, J H. McCormack and J R. Douglas.

Professor Barrows, dean of the graduate school, has gone east, where he has been invited to attend meetings of the graduate council of several large universities. He will return November 0.

President Kendrick Babcock of the University of Arizona, formerly of the department of American history at the university, has been appointed first incumbent of an office recently created in the Bureau of Education at Washington, and which will be known as "Specialist in Higher Education His duties will comprise the reorganization, improvement and extension of the information service of the Bureau of Education respecting universities and professional schools. The position was created on the recommendation of Dr. Elmer E Brown, commissioner of education and former professor of education at the University of California.

Piles Quickly Cured at Home

Instant Relief. Permanent Cure—Trial Package Mailed Free to All in Plain Wrapper.

Many cases of Piles have been cured by a trial package of Pyramid Pile Cure without further treatment. When it proves its value to you get more from your druggist at 50 cents a box, and be sure you get what you ask for. Simply fill out free coupon below and mail today. Save yourself from the surgeon's knife and its torture, the doctor and his bills.

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Oldest Graduate of California Is Dead in New Jersey Home

NEWARK, N. J., Nov. 8.—The Rev. Alfred M. Lyle, A.M., LL.D., a Presbyterian clergyman and the oldest graduate of the University of California, is dead at his home here He was born at St. Stephen, N. B., April 11, 1839, and was graduated with the first class of the College of California in June, 1864. After graduation he served in the army of the Potomac and from 1868 to 1869 was engaged in missionary work in Colorado.

BELLE ELMORE IS ALIVE, IS REPORT

Chicago Men Say They Will Produce Her On Vaudeville Stage.

CHICAGO, Nov. 8.—Several Chicago men, including "Jack" Curley and Attorney "Bob" Cantwell, admitted today that they plan to produce an alleged Belle Elmore Crippen on the stage at the Coliseum. F. T. Tobin and Bob Deady, a well-known sporting man of Philadelphia, are said to be interested in the plan to produce the woman, for whose murder Dr. Crippen was sentenced to be hanged.

Cantwell says that Tobin has four affidavits proving that Belle Elmore is still alive and that he is convinced that the convicted dentist is innocent.

"Tobin will produce Belle Elmore," he said "He went from Philadelphia to Washington this morning and he should be in Chicago tonight. He has four excellent affidavits that show the woman is still living My idea is that she will turn up suffering from some mental trouble. I do not know where she is, but I understand that Jack Curley has her in a hiding place."

Bruce Miller, who was well acquainted with Crippen's wife and who is probably the first person in Chicago who would be called on to identify her if she was produced, said tonight that he had heard nothing about the alleged finding of the woman. He does not believe that she is living Miller figured in the Crippen case as an intimate friend of Belle Elmore and Dr. Crippen asserted during the trial that his wife had gone to the United States to join Miller

There was a story going the rounds in sporting circles a couple of weeks ago that an English actress had been engaged to impersonate Bell Elmore and at that time it was said that the promoters were boasting that they would make thousands of dollars out of the scheme.

Miller Denies Elmore Woman Is Alive

CHICAGO, Nov 8—Bruce Miller of East Chicago, friend of Belle Elmore, the actress wife of Hawley H Crippen, who is under sentence of death in London for murdering his wife, takes no stock in the story that the woman is alive. Miller appeared as a witness in the Crippen trial to disprove the accusation that he was unduly friendly with Mrs. Crippen.

BRANDS CHARGES FALSE.

"It's a canard, pure and simple," said Miller last night "Crippen had cast insinuations that I might know the whereabouts of his wife, and I went to London to prove that I had not seen the woman for over six years. She had two of my pictures in her room, but there was no attempt to conceal her friendship for both me and Mrs. Miller.

"While the evidence was only circumstantial, it was conclusive, and no fair minded individual who heard the testimony could have the slightest doubt about the identity of the slain woman. I am sure that we are the only people she knew in this vicinity and it's certain she would not come here without visiting us.

IMPERSONATING SLAIN ACTRESS.

"No, there's nothing to it. Some other woman must be impersonating the slain actress. If Attorney F. T. Tobin of Philadelphia thinks he has her located it would be an easy matter to have me identify her But she is dead. You may rest assured of that.

"The story about her being here would have more weight if I had not gone on to explain my friendship with Mrs. Crippen. We met as theatrical people.

TOLD ALL DETAILS.

Crippen, in his defense declared that, instead of being dead, she was in America with me. I went over on the same ship with Theresa Hun, her sister. With Inspector Dew I went to the Crippen residence and identified my pictures. I told him everything, the same as I testified. There was nothing to conceal. She is not alive Crippen's guilt was fully established."

Alameda Personals

ALAMEDA, Nov. 8—Madame Barry will be the motif for a reception to be given by the Players' Club at the home of Mrs. J W. Schouten, 1215 Grand street. Mrs. George H. Perry is president of the club.

Mrs Halvor Hauch entertained at a recent affair in honor of several San Jose State Normal School graduates at her home. Miss Cornelia Walker was one of the honored guests. During the afternoon Mrs J. A. Remmel sang two Southern plantation songs

The first dance of the Alameda assembly will be held at Adelphian hall Friday evening.

Mr. and Mrs. Howard Flint were weekend guests in this city, spending the time with Mr. and Mrs. Clarence Flint at their home in Union street. Mr. and Mrs. Flint live at Richmond.

The engagement of Miss Eleanor Montgomery and Francis Claude Smith has been announced. Miss Montgomery is a member of the local school department. Smith is a resident of San Ardo, Monterey county. The secret was told at an elaborate tea at the home of the bride-elect, 1626 Alameda avenue Those who assisted the hostess were Mrs. C. H. Montgomery, Miss Sadie Holmes and Miss Maud Hunt.

Correspondent asks what will prevent the transmission of microbes in kissing. Has she tried eating onions?—Cleveland Leader.

FEARS BROTHER IS SWINDLER'S PREY

Man Asks the Police to Locate Aged Relative Who Is Now Missing.

MELROSE, Nov. 8.—Fearing that his brother Peter McMahon, aged 73 years, who has been missing from Our Sisters' Catholic Home on Bray avenue since October 13, has fallen into the hands of swindlers and bunko men who will attempt to get their hands on his large bank account, Barney McMahon today appealed to Captain Brown of the Melrose police station for aid in locating his relative.

The circumstances surrounding the disappearance of the aged man are very peculiar. He is accustomed to absent himself from the home for two or three days at a time, enjoying life in the cafes of Oakland and San Francisco, and then returning for another few days to the home. The last time, after two days in town, he returned to the home and packed his clothes declaring that he was going out into the world to enjoy himself in company with two young men who he claimed to be "sports."

Since then nothing has been heard from him and as he has a very large account in one of the local banks it is feared by his brother that the young men have taken him to some spot where they will endeavor to make him hand over the money and then will abandon him.

CHILDREN'S PETS TO BE EXHIBITED

Only Cats and Dogs Tabooed From Alameda Pet Display.

ALAMEDA, Nov. 8.—The regular meeting of the children's pet exhibition committee was held at the office of Superintendent J. A. Hill Saturday night. Loewe & Wilkens have tendered the use of their former store for the exhibit, and the offer has been indorsed by R. Postel owner of the building. The following sub-committees have been appointed to manage the exhibit:

Assistant Superintendents Mrs W. W Cooley, Mrs. T. H Speddy, Mrs C J Okell, show committee, Dr. J. A Hill E. H Healey, J. H Wilkens, W N Dirks, Frank Lyons, T. C Astredo, San Francisco, George T. Marsh, Mill Valley promotion, Will C. Wood, superintendent of schools; Miss Kate Creedon, Mrs E. R. Taylor and John McClaren of Golden Gate Park, San Francisco; committee on prizes W. W Cooley, Mrs Walter Kenny Oakland; Miss E. Corlett, San Francisco; L V Lovey and J F Vieira

Frederick W. D'Evelyn was elected chairman of the committee of arrangements and W. W. Cooley was appointed treasurer

The pet exhibition is open to the pets of all children in the bay cities under 18 years of age The chamber of commerce, under whose auspices the exhibit will be held is emphasizing the fact that any child living in Alameda Oakland, San Francisco or Berkeley may enter their pets and receive prizes according to classification

The exhibit will be held Friday and Saturday, December 2 and 3.

BOTH SPEEDY AND EFFECTIVE.

This indicates the action of Foley Kidney Pills as S Parsons, Battle Creek, Mich., illustrates: "I have been afflicted with a severe case of kidney and bladder trouble for which I found no relief until I used Foley Kidney Pills. These cured me entirely of all my ailments I was troubled with backaches and severe shooting pains with annoying urinary irregularities The steady use of Foley Kidney Pills did me entirely of all my former troubles They have my highest recommendation."—Wishart's Drug Store, corner Tenth and Washington streets.

ESCAPES FROM DETENTION HOME

Girl, Recaptured After Two Weeks, Leaps Through Skylight and Flees.

MELROSE, Nov. 8.—In a desperate effort to join her sweetheart, Miss Ruth Gillette, who escaped from the Chabot Detention Home two weeks ago, was captured yesterday at the home of Mrs G Parker in Elmhurst by Patrolman Underwood of the Melrose police station and was detained at the station under the guard of the officer, from whom she secured her liberty by jumping through a skylight as soon as the policeman let her side She left a note stating that she intended to join her lover, Lars Hansen, a machinist working in San Leandro.

Louise Jellis, who accompanied the Gillette girl on her dash for liberty, was found in San Leandro late yesterday afternoon by Marshal Kiesenhofer in a private home, where she was employed as a domestic.

It is stated that neither one of the girls are over 16 years of age and both have been confined in the Chabot Home for eighteen months.

City Editor—Any radical changes for the better in football this season?

Sporting Writer—Verily I understand that not more than one ticket speculator will be allowed to tackle a single patron at the same time.—Puck.

BENEFIT NIGHT OF PRINTERS IS BIG SUCCESS

Crowded House Packs Oakland Orpheum and Approves Splendid Bill.

ENTERTAINMENT FUND SWELLED BY PROCEEDS

Delegates to Convention of the International Union to Be Feted Here.

A crowded house signalized the benefit night of the Oakland branch of the International Typographical Union at the Orpheum last night. Every seat was filled, and the audience gave every evidence of enjoying the entertainment. Several acts were received with particular approval.

A speech was made by J. S. Davelet, president of the local branch of the union. He said in part:

"I desire to embrace this opportunity of conveying to you the appreciation of the membership of Oakland Typographical Union for your interest in appearing here tonight; to the players, who seem to have outshone themselves in presenting their various skits; the enthusiasm of the audience is their reward. I also wish to thank the Orpheum management for the many courtesies to the committee having this matter in charge.

EXPLAINS BENEFIT NIGHT.

"A word of explanation is at this time perhaps necessary to enlighten you as to the reason for printers' union night at the Orpheum. The International Typographical Union, which is the parent body of all typographical unions, holds annual sessions; delegates are selected from the various subordinate unions, embracing all cities in the United States, our island possessions, and in Canada. Numerically we are 53,000 strong These annual meetings are held in cities designated by the convention, and considerable rivalry generally ensues in an attempt to secure the convention. There are usually 1000 to 2000 delegates and ex-delegates and their wives in attendance San Francisco was successful in securing the convention for 1911, and the organization will meet in the city across the bay next August. It is customary for nearby cities where unions exist to entertain these delegates Oakland union proposes to do so next year and steps are being taken to raise a fund for that purpose In order to raise money various forms of entertainment are contemplated during the season. To the businessman and the citizen who is desirous of advertising his home town no better medium could be realized. Eighty per cent of these delegates are workers on newspapers and upon their return to their home cities are interviewed. Glowing praises of the cities visited and their hospitable people are sung by the returned travelers.

"Tonight there will be thrown upon the canvas views of the Union Printers Home, without doubt, the most unique institution in the trades union movement. The home is located at Colorado Springs on a beautiful mesa or table land, surrounded by high and lofty mountains. I shall endeavor to give you a brief history of the methods employed in financing and managing it and of the broad humanitarian work it is accomplishing.

HOME IS PLANNED.

"As far back as 1857 members of the craft had considered a proposition looking toward the establishment of a home for invalid and incapacitated printers, but it was not until 1886, at the convention in Pittsburg, that it took definite shape. A committee was then appointed to consider the ways and means. About this time George W. Childs, owner of the Philadelphia Ledger, a philanthropist in every sense of the word, and an employer who was in close touch with his employees, made a handsome donation to the International Typographical Union which was augmented by a like sum of money from his friend, Anthony J. Drexel. This was added to the home fund. The convention at each succeeding session passed measures looking toward the establishment of the home. May 1, 1892 the home was dedicated with great pomp and ceremony The exercises were participated in by senators, congressmen, governors, bishops, editors and printers, and thus launched a project that has now invested for the International Typographical Union more than $1,000,000 in buildings and grounds.

"Since the date of opening approximately 1200 printers have been sheltered under the home's roof, men who have been associated with the leading editors and publishers of the country for the last fifty years.

SELF-SUSTAINING.

"The one grand idea to me in connection with the institution is that it is a self-sustaining one. The member of the union contributes or is assessed, if you will, one-half per cent per day of his earnings for its maintenance, so that if time does not deal gently with him he is not forced to accept charity but can have that which rightfully belongs to him, for he has provided in times of plenty against those of adversity In connection with the home are twenty house tents set aside for the especial treatment of those afflicted with tuberculosis and kindred diseases

"February 16 of this year there was dedicated in the home a library addition, erected as a monument to the memory of the Hon Amos J Cummings, a member of the International Typographical Union and for many years a representative and leader in Congress The library has now 10,000 volumes on its shelves.

REAL ARGONAUTS.

"In conclusion I wish to say that I can conceive of no more beneficent act than the carrying forward to a successful conclusion the establishment of the Union Printers' Home. As the history of this country is written it will be discovered that the real argonaut and pioneer of civilization was the printer for in the early days the printer was the editor and the editor the printer Naturally afflicted with wanderlust he was ever seeking new fields, thus depriving himself of that which every man desires, a home.

"Now it is that he can look forward to a place where he can mingle with those who have like interests, and to spend his declining days in peace and dream of new fields in the world to come thank you."

SWISS CLUB NAMES OFFICERS FOR YEAR

PETALUMA, Nov. 8.—The Sonoma and Marin Swiss Club met Saturday and held its annual election of officers as follows: President, A. W. Dada; vice-president, F. Emmenegger; treasurer, U. H. Tomasini; secretary, H. A. Respini; executive committee, B. DeCarli, H. J. Dadao, G. Schmidt; trustees, V. C. Mattei, Charles Filippini, J. Bloom; finance committee, F. Emmenegger, H. Mossi, Joe Pedrenchi. Arrangements were made for the annual banquet which is to be held soon. The following committee is in charge: H. Mossi, C. Filippini, Fred Keller, R. R. Righetti.

COUNCILMAN BULLOCK HOME.

ALAMEDA, Nov 8.—Councilman E. B. Bullock returned Saturday evening from a business trip to Portland. Councilman Bullock spent the time with his son, who is living in Portland.

Y. W. C. A. CAMPAIGN FOR MEMBERS SUCCESS

As a result of the great interest taken in the recent membership campaign of the Young Women's Christian Association of this city, 1026 new members were added to the roll. Of this number 979 were regular members, thirty-eight sustaining members and two life members.

The total receipts were $1295

The evening of October 14 a reception was given to the new members at the Administration building.

AGED RESIDENT DROPS SUDDENLY FROM SIGHT

ALAMEDA, Nov. 8.—Andrew Hanson, 79 years of age, disappeared from his home, 1617 Oak street, Saturday evening. The police have been notified of the disappearance by Mrs. Lande, with whom the aged man lives. He is a familiar figure on the streets of the city. Hanson has been in ill health for several months and was under the care of Dr. Merriam of Oakland

SOULE FUNERAL IS LARGELY ATTENDED

ALAMEDA, Nov. 8.—A last tribute was paid to the memory of Miss Helen Gertrude Soule Sunday by sorrowing friends who attended the funeral services at her late residence, 1232 Sherman street. Adelphian clubwomen, members of the Unitarian church and many other friends were in attendance The services were conducted by Rev. F. L. Hosmer, former pastor of the First Unitarian church of Berkeley. Many beautiful flowers with sympathetic messages reached the Soule home Saturday and Sunday. The Adelphian Club sent a handsome wreath of violets A wreath of carnations was the loving tribute of Unity Circle of the First Unitarian church, of which Miss Soule was a member. The remains were taken to Odd Fellows' crematory in San Francisco and cremated today.

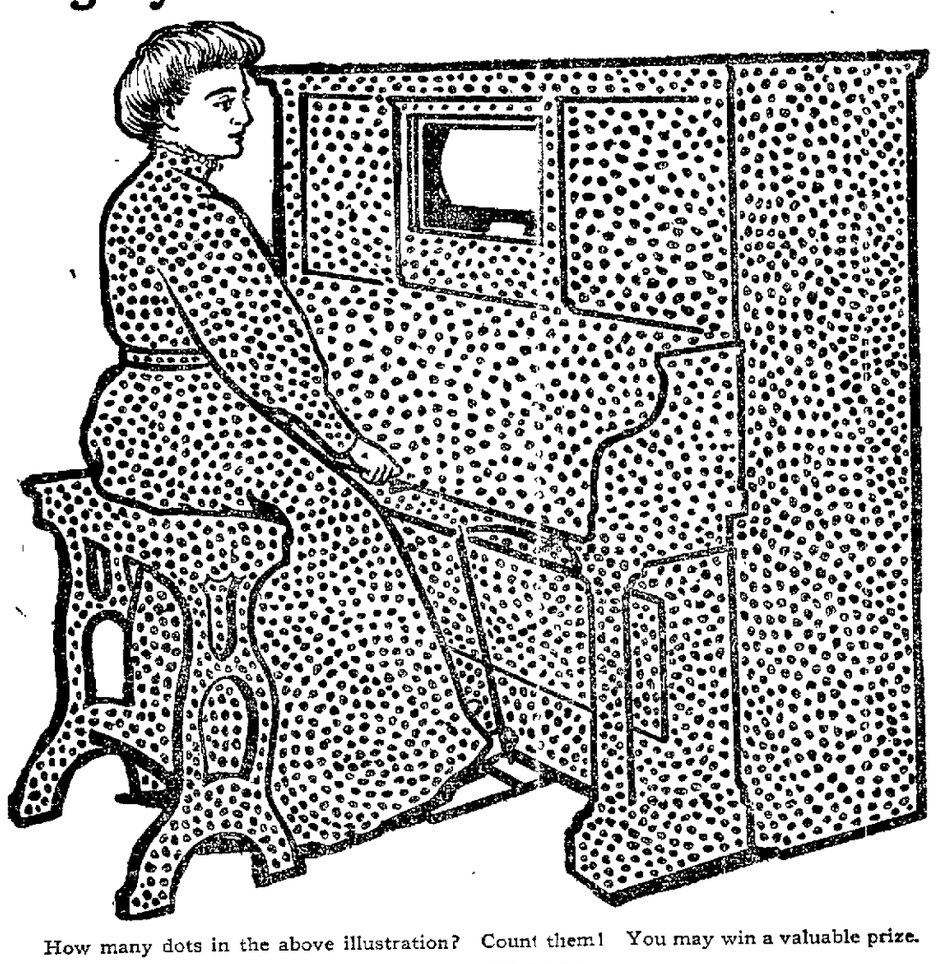
BOILED MILK

Should not be fed to babies, but we should be sure their milk is pure "3 C" Dry Whole Milk (pasteurized) solves this Grocers sell it.

$5,200.00 FREE

Advertising Competition Offers Wonderful Opportunity to Secure a Fine Piano FREE

Eighty-Two Other Valuable Prizes



How many dots in the above illustration? Count them! You may win a valuable prize.

DIRECTIONS

Count the dots in the picture above and send in your answer with name and address neatly written, before 6 p. m. Wednesday, November 16th, 1910. Neatness and legibility as well as accuracy will be considered by the Judges.

Only one answer will be accepted from the same contestant.

Nobody connected with the music trade nor any person who has won a Piano in any previous contest may enter.

In case of ties, prizes of equal value will be given to each.

Winners will be notified by mail.

This liberal offer is part of our plan for extending the fame and popularity of our Pianos and Player Pianos.

Think of it! A few minutes devoted to counting the dots and a little care in preparing your answer will give you an equal chance to win a $400 Piano—an instrument that will afford you years of pleasure.

Don't delay. Send in your answer NOW.

FILL OUT THIS COUPON.

Eilers Music House:
I believe that

M .....

Address .....

might be interested in the purchase of a piano or Autopiano.

Remarks .....

..... O. T., Nov. 7, 1910

Some of the Winners in Our Previous Contests

Miss Katherine Ann Kaiser, 57 Post street, San Francisco, Cal

Wm R Booth, 1101 O'Farrell street, San Francisco, Cal.

Mrs C. F Dodds, 1729 Washington street, Stockton, Cal

Ethel Rutledge, 2035 Fourth street, Eureka, Cal.

Miss Effie Holbrook, 3218 Fifth Avenue, Sacramento, Cal.

Mrs Anita Anderson, 2240 Rose street, Berkeley, Cal.

Everett P Smith, 1060 Broadway, Oakland, Cal.

Mrs M. J Hammett, 9 South McLaughlin avenue, San Jose, Cal

Mrs. G. R. Scotford, 2235 Blake street, Berkeley.

PRIZES

First Prize: Beautiful rich-toned Upright Piano in fancy mahogany case, value—$400.00.

Second Prize: A satin-finished walnut cottage Organ.

Then in order of merit, eighty bonafide cash credits, ranging in value from $30 to $100.

Ten of $100, ten of $90, ten of $80, ten of $70, ten of $60, ten of $50, ten of $40, ten of $30 each.

Send all Answers to "Contest Manager"

Eilers Music House

557 Twelfth St. Opposite Orpheum Oakland, Calif.

YOUNG MOTHERS

The greatest crisis in a woman's life is when first she becomes a mother. All the physical strength of her nature is demanded at such times, and it is necessary that her system be thoroughly prepared for the event, in order that her health be preserved for future years. Mother's Friend is woman's safest reliance; it is a medicine for external use, composed of oils and other ingredients which assist nature in all necessary physical changes of the system. Its regular use before the coming of baby prepares the muscles and tendons for the unusual strain, aids in expanding the skin and flesh fibres, and strengthens all the membranes and tissues. Mother's Friend lessens the pain and danger at the crisis, and leaves the mother in such healthful condition that her recovery is always rapid and natural. Mother's Friend is sold at drug stores. Write for our free book for expectant mothers.

BRADFIELD REGULATOR CO., Atlanta, Ga.

MOTHER'S FRIEND

TRIBUNE'S PAGE OF SPORTS

Edited by EDDIE SMITH

FOOTBALL AND RACING WILL BE CROWNED KINGS OF SPORT ON SATURDAY AFTERNOON

OPENING HANDICAP AT TRACK BRINGS OUT CLASSY FIELD

Eight, and Possibly Ten, Fast Sprinters, Will Face Barrier When Bugle Blows; Many High Bred Racers Arrive at Emeryville

RACE track fans are counting the hours, looking forward to the blowing of the bugle on Saturday afternoon that will bring the first bunch of speed burners to the barrier in the first race at Emeryville.

All signs point to the coming meet of the California Jockey Club as being a most successful one, due to the fact that many classy horses have been entered in the various races, both stakes and otherwise.

Twenty-four candidates have been entered for the opening handicap, which of course will be the big feature on Saturday, but it is doubtful if all of these will contest for the purse.

At that, though, eight and possibly ten, are sure to go to the post when the bugle blows, so the followers of the game need not fear but that there will be plenty of action. The most likely are Arasee, Spellbound, Ed Ball, Harlem Maid, Sea Cliff, Edwin T. Fryer, Redeem and Phil Mohr. One or more of the following may face the starter: Daddy Gip, Bubbling Water, Coppertown, Colonel Jack, Special Delivery and Responsful.

* * *

M. C. Pritchard, who is here for the first time, will have at least one entry in the event, Spellbound, and Trainer Stevens is only waiting to see how Handicapper Nathanson treats the 4-year-old.

The mare Veneta Strom may also sport the colors that day, but the trainer is not figuring much on sending her to the post that day. Jockey Davenport, who is some artist in the saddle, will pilot Spellbound.

* * *

One of the big guns that will be in the opening handicap is Arasee, prepped by Farley Wright, and from the way the sin of Blues and Bunch has been burning up the track he has made no mistake in entering the horse. Arasee acts as if he was never better in all his life, and his workouts have been most satisfactory to Wright.

* * *

Green Morris intends to start Harlem Maid, and Daggie Smith is thinking of putting 10-year-old Ed Ball in, but the mare and the old gelding don't appear to belong in the handicap. Coppertown is a 3-year-old of some class and can go the route. Responsful has run some nice races, and Edwin T. Fryer runs as fast as the wind when he doesn't sulk.

* * *

Letters from Kentucky make things look brighter than ever for "Wizard" Bedwell. Mayor Christie of Emeryville has seen all the members of the racing commission and writes in a very hopeful vein as to the possibility of the Denver horseman's restoration to good standing at the meeting on November 23. Bedwell has also received letters from friends in various parts of Kentucky which tell of their activity in his behalf.

* * *

Nine head belonging to Earl Linnell arrived from Pimlico yesterday and twelve more are due on Saturday. The nine are Matador, Baron Fisher, Lisaro, Black Mate, Big Stick, Marigot, Otter, Ollie May and Pleasant.

* * *

Lou Houseman's Great Jubilee and R. L. Welch's Rosey Posey came in the Linnell car.

* * *

Presiding Judge E. C. Hopper has arrived from his Kentucky home and is ready for business.

* * *

Associate Judge C. H. Pettingill has been delayed in leaving New York by the illness of his wife. Louis Lissak will act in the stand pending Pettingill's appearance.

* * *

Jake Holtman will preside at the barrier for the first two weeks.

* * *

There is a 5-year-old maiden in the list of nominations for the Opening Handicap. His name is Roman Wing.

* * *

Jockey Clifford Gilbert is a recent arrival from New York.

* * *

Tom Stevens will ship twelve from Latonia.

* * *

Bill Stanfield reports that F. W. Barr, which broke down badly several years ago, is standing training well.

* * *

L. A. Blasingame will send up the 4-year-old Little Jane and two yearlings from Fresno.

* * *

T. H. Stevens informed Judge Hopper at Latonia that he was going to ship to Emeryville shortly.

* * *

George H. Smith, the betting expert, is getting things in shipshape to handle the Emeryville betting ring, and reports that there will be at least six layers from the East in line on the opening day.

* * *

The twelve stakes for all ages filled so satisfactorily the jockey club has decided to open shortly a number for coming two-year-olds.

It is planned to have the juvenile stakes close about the middle of January. By that time the trainers, by actual trials in races, will know which of their colts and fillies are stake material and which are not.

* * *

The very welcome news that Carroll Shilling, the king-pin jockey of the country, would ride at the meeting was received in a letter yesterday.

Shilling writes that he will be here on the 15th and that he has given first call on his services to the Napa stock farm.

* * *

The crack rider states that Jockeys Guy Garner, Eddie Dugan, Clifford Gilbert and L. Wilson are on their way out and should arrive in a few days.

* * *

George Archibald is already here and a glance over the jockey roster convinces one that Secretary Treat was right when he said all the best pigskin artists in the land will be here.

* * *

Jockey Davenport will arrive in time to pilot Spellbound in the opening handicap. Owner Pritchard has the contract on the boy's services.

* * *

"Big Bill" Knapp will make his reappearance on the local track after an absence of a couple of seasons. Willie is "Big Bill" in reality now and can go little better than 114 pounds.

* * *

Charley Williams, who is said to be a greatly improved rider, will have the leg up on the horses of the veteran Green B. Morris.

* * *

The program for the first seven days' racing was issued yesterday. The horsemen found few chances for "soft spots." The book promises well-balanced fields every day.

* * *

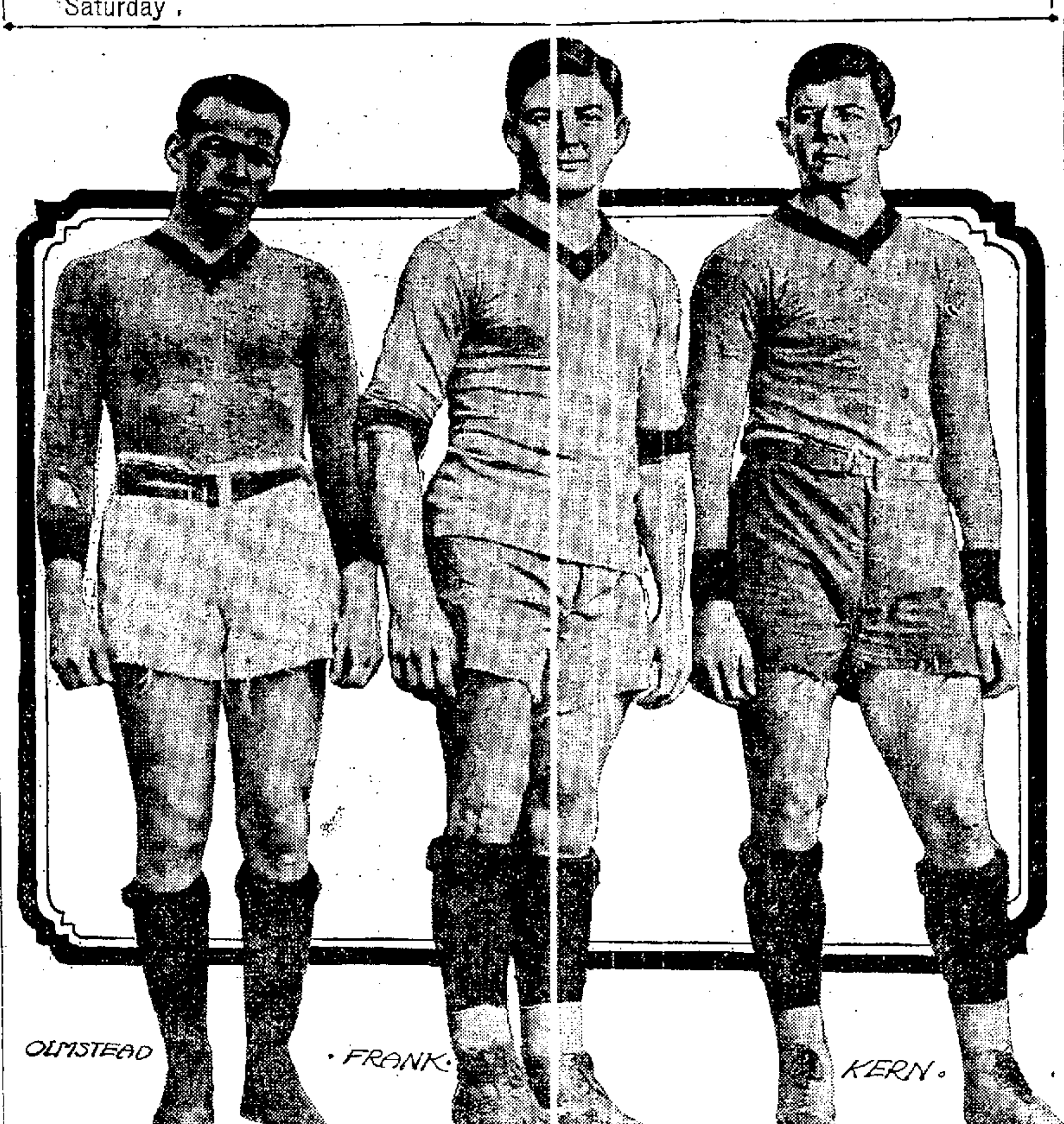
Besides the opening handicap on the first day a sprint race for high-class horses promises much. The other four races also look inviting.

* * *

The purses at the meeting will range higher than those of last season, as is indicated by the amounts hung up for the first seven days. The smallest purse will be $250, instead of $200 as heretofore. During the week, in addition to the $250 and $300 purses, there will be selling races, purse affairs and handicaps calling for $400 and $500.

On the first day the opening handicap, at a mile, a stake, is guaranteed to be worth $1000, and the other events are as follows: Purse, Futurity course, all ages, $300; purse, five furlongs, for two-year-olds, $300; selling, one mile and seventy yards, three-year-olds and up, $250; selling, five and a half furlongs, three-year-olds, $250.

Olmstead and Frank, Probable Members of Cardinal Squad in Saturday's Berkeley - Stanford Game, and Gene Kern, Who Broke His Leg in the Game With the Olympics Last Saturday.



CALIFORNIA AND STANFORD ARE READY FOR BIG RUGBY MATCH

Both Teams Confident of Victory and Great Contest Is Looked For; Oakland Wheelmen Will Stage Classy Card; Moran Arrives Nov. 13

By EDDIE SMITH.

IF careful, painstaking care, coupled with nature's assistance count for anything California University will not miss a man from the probable line-up for the big game that Coach Schaffer has planned. The injuries received last Saturday by "Bab" Jordan, Swartz and Amos Elliott were of such character that it was feared for a time that these valuable three would be eliminated from the final struggle. Trainer Walter Christie announced last evening, however, that he would positively have Jordan and Swartz ready for the fracas in the best of condition and that he had high hopes of rounding Elliott into form. Elliott received by far the worst injury and at the time it was hardly thought that he would be able to play. With a wonderful constitution to work on, however, and care by a man who has no superior as a trainer and care-taker of athletes, it is now thought that he will be ready for the game.

Owing to the fact that it would be exceptionally hard to fill the position of five-eighths with a man nearly as clever as Elliott in case he should be incapacitated the backers of the blue and gold men will be delighted to hear that the prospects for his playing are good. Aside from these men California will send a team on the field that will be conditioned a trifle better than any team that has represented the college for some time.

It has long been admitted by the Rugby players of England, Wales and Ireland that in the international games played in the old country that when a Scotch team played away from home they were by no means invincible, but that when home, spurred on by the playing of the great number of bagpipes that always greet the players that they are almost invincible.

ROOTERS WILL BE THERE A PLENTY.

When Captain Dwiggins leads his team onto the California field next Saturday the team will be greeted by the most enthusiastic rooters that have ever been gathered together at the California University. The reason for this is perhaps the confidence that the students have in their team of this year.

The winning of last year broke the monotony of the Stanford victories and every man of the blue and gold is cocksure that his team will again carry off the honors. If the Scotch players are really inspired by the bagpipes and rooting of their countrymen, then California should in a measure play better ball, for they will receive the best backing that any team has in years.

Down Stanford way the losing of Eugene Kern has caused many of the rooters to lose heart. He was a most valuable man and one of the best backs ever developed on this coast. Coach Pressley is not at all disheartened at the loss of Kern, although at the time of the injury to the unfortunate player he plainly showed consternation at the loss.

EXPECTS A MAN TO TAKE KERN'S PLACE.

It is the opinion of the coach that he will be able to develop a man to take Kern's place before the week is over who will be able to play with credit to himself and the cardinal. All this week the Stanford players will work out on the baseball field at Stanford in order that they will become accustomed to the hard surface of the California field.

Stanford field is a turf one and consequently much softer than that of California and the trainers are eager to have their men prepared for the hard ground. Some alarm has been felt among the followers of Stanford that the players may suffer from cramps when working on the hard field, but in this they are worrying unnecessarily, for Trainer "Dad" Moulten is not the man to send a fifteen into a struggle on hard ground whose muscles will be so hardened that they will not be able to stand the work on a hard field.

This will not be a factor in the winning or losing of the game. That is made sure through the fact that Moulten is a trainer whose ability has never been questioned and any man of his caliber will not take such chances.

WHEELMEN HAVE CLASSY CARD.

The Oakland Wheelmen Club has made up its card for this month's show and a careful perusal of the make-up will prove that the fans can expect some fast and snappy milling. In the main event Harry Dell and Roy Moore will meet in a ten-round contest. These men met in the six-round special event at the last show held by the club and put up the best scrap of the evening.

At the end of six rounds the contest was declared a draw and was so evenly contested that both spectators and contestants were satisfied with the ruling. The contest was by far the best of the evening and a general demand for a rematching of the men has caused Mel Moffitt to stage them as the main eventers.

The remainder of the card will be made up of six-round bouts between Eddie Dennis and Abe Label and Ray Boughman and Kid Barns. Two four-round preliminaries between Charles Rogers and Ray Schreeder and Willie Meehan and Jack Noble will make up the card. The date has been set for next Tuesday.

MORAN IS DUE HERE SUNDAY.

Owen Moran, the fighting Britisher, who is to meet Battling Nelson this month in San Francisco, will arrive here on or about next Sunday. Manager Charlie Harvey realizes the importance of a winning contest over the Battler and he will have his man on the ground in plenty of time to properly condition himself for the battle of his life. The fans have not seen Moran at his best in the last few starts he has made for he is any but a faithful trainer and if matched with a man whom he believes he can best easily he will renig on his training and no amount of coaxing will make him work.

With Nelson he knows he will have to be at his best to win and the chances are that the fans will see him better fitted than he has been since his scrap with Abe Attell. If Owen is right and the Battler improves a bit on his condition shown in the La Grave match the fans can expect a hummer of a contest. Moran will try to stand off and measure the Dane with right and left-hand punches and Nelson will rush in even faster than he did with La Grave.

JIMMY CARROLL LOSES TO HARVEY.

In his first scrap away from home, minus the rooting of the prejudiced fans who could never see any other man in a contest but the one they were pulling for, Jimmy Carroll lost a ten-round decision last night to a Chicago lad named Charley Harvey. Carroll made a good showing in some of the rounds and especially so in the seventh, but on the whole the Easterner is reported to have had all the best of the contest and in the last round Carroll was hanging on to save himself. When Carroll left here the writer predicted that he would find things very different in the East where the cold-blooded fan expects action from any boxer whether he be a local favorite or not.

HANK PERRY LEADS THE COAST LEAGUE IN BATTING

Unofficial batting averages of the Pacific Coast League players, compiled from the scores as published in the daily papers, show that "Hank" Perry of Sacramento is entitled to the honor of being the best sticker.

Carlisle of Vernon is the leading run-getter with 136 to his credit, while Tommy Tennant is credited with the most hits, 226. Following are the averages of the team who batted .100 or better through the season:

Players—	AB.	R.	H.	Pct.
Mensor, Portland	32	6	11	.343
Perry, Sacramento	680	77	193	.283
Shaw, San Francisco	495	55	137	.276
Fisher, Portland	538	65	149	.276
Kruger, Portland	233	25	64	.275
Melchoir, San Fran.	667	67	184	.275
Danzig, Sacramento	522	42	141	.271
Madden, San Fran.	259	33	70	.270
Bodie, San Francisco	758	104	204	.269
Willett, Vernon	138	12	37	.268
Tennant, San Fran.	844	71	226	.267
Hogan, Oakland	720	100	191	.265
Ryan, Portland	779	38	202	.259
Pfyl, Oakland	175	16	45	.258
Lewis, San Francisco	463	35	119	.257
Byram, Sacramento	31	1	8	.257
Daley, Los Angeles	831	106	213	.256
Carlisle, Vernon	800	136	205	.256
Bernard, Los Angeles	637	74	161	.252
Cameron, Oakland	615	49	154	.250
Burrell, Vernon	598	54	149	.249
Wolverton, Oakland	603	48	150	.248
Howard, Los Angeles	749	106	185	.247
Thomas, Oakland	238	10	59	.247
Brown, Vernon	369	31	90	.243
Olson, Portland	799	113	194	.243
Dillon, Los Angeles	632	65	152	.240
Hosp, Vernon	186	20	45	.240
Swander, Oakland	716	61	172	.240
Nagle, Los Angeles	151	9	36	.238
Vitt, San Francisco	699	86	167	.238
Rapps, Portland	703	68	168	.237
R. Brashear, Vernon	742	93	176	.237
Lively, Oakland	143	13	35	.237
Maggart, Oakland	779	93	183	.235
Van Buren, Sac.	628	65	145	.231
Shinn, Sacramento	677	76	156	.230
Cutshaw, Oakland	795	79	182	.229
Eastley, San Fran.	96	6	22	.228
Ross, Vernon	374	33	85	.228
Casey, Portland	568	48	129	.227
Wares, Oakland	803	76	182	.226
Coy, Vernon	711	69	161	.226
Nourse, Sacramento	71	5	16	.225
Boardman, Sacramento	680	65	153	.225
Briggs, Sacramento	714	69	161	.225
Stewart, San Fran.	124	12	28	.225
Pape, Sacramento	27	1	6	.222
Carroll, Oakland	301	31	67	.222
Ort, Portland	482	35	107	.221
Waring, Los Angeles	150	14	33	.220
N. Brashear, Vernon	610	47	134	.219
Heister, Sacramento	430	37	94	.218
Delmas, Los Angeles	600	54	131	.218
Hitt, Vernon	152	17	33	.216
Orendorff, Los Angeles	248	15	52	.209
Tozer, Los Angeles	131	12	27	.207
Hallinan, Los Angeles	258	27	73	.198
La Longe, Sac.	404	19	80	.198
Wheeler, Los Angeles	245	21	48	.195
Mohler, San Francisco	658	73	128	.194
Baum, Sacramento	120	7	23	.191
Brackenridge, Vernon	107	8	20	.187
Sheehan, Portland	372	23	70	.189
Burns, Sacramento	422	29	80	.187
Berry, San Francisco	483	37	88	.185
Hasty, Vernon	38	1	7	.184
Thorsen, Los Angeles	108	6	20	.184
McArdle, San Fran.	603	45	111	.183
Henley, San Francisco	164	13	30	.182
Fisher, Vernon	336	28	61	.181
Williams, San Fran.	354	27	64	.180
Lindsay, Vernon	677	45	121	.179
Mitze, Oakland	450	32	79	.175
Whalen, Sacramento	112	7	19	.169
Browning, San Fran.	60	5	10	.166
Arellanes, Sacramento	48	5	8	.166
Krapp, Portland	138	9	23	.166
Smith, Los Angeles	326	23	54	.165
Castleton, Los Angeles	56	2	9	.160
Murray, Portland	193	8	31	.160
Delhi, Los Angeles	69	8	11	.159
Stileman, Sacramento	313	12	49	.156
Willis, Oakland	98	4	15	.153
Criger, Los Angeles	108	3	16	.147
Shaffer, Vernon	75	5	11	.146
Kennedy, Los Angeles	97	7	14	.144
Steen, Portland	147	10	21	.143
Harkins, Oakland	99	8	14	.142
Christian, Oakland	113	10	16	.141
Carson, Vernon	96	[illegible]	13	.135
Sutor, San Francisco	89	6	12	.134
Nelson, Oakland	103	5	13	.126
Garrett, Portland	73	4	9	.123
Moser, Oakland	156	7	19	.122
Hogan, Vernon	288	18	33	.114
Gregg, Portland	117	5	13	.111
Seaton, Portland	101	3	11	.108
Fitzgerald, Sacramento	114	3	12	.105
Miller, San Francisco	117	8	12	.102

Major Leagues Will Put Forward Many Reforms

NEW YORK, Nov. 8.—President Tom Lynch of the National League will advocate many baseball reforms at the annual baseball powwow in this city in December. The fact that certain club owners in the circuit are seeking to dethrone the executive does not worry him. Re-election is a secondary consideration with him.

"If the National League believes in me," said Lynch today, "I think I will be able to introduce reforms that will benefit the game. I have watched things and believe in my heart that I have the most competent staff in the major leagues. I think so much of my staff that I will stand by it and will go down with it if necessary.

"The whole trouble with the National League umpiring lies, not in the officials, but in the managers. In my league managers and players are much more aggressive than in the American League. Where in Johnson's circuit can you find such peppery scrappers as John McGraw, Frank Chance, Fred Clarke and Roger Bresnahan? I like spirit and think it is good for the game.

"To my mind another grave evil lies in the nature of scoring. Official scorers at present are newspaper men who score only the games in their cities. I do not care how honorable they may be, they are bound to show favoritism. Ban Johnson diplomatically avoided serious scandal in his league as the result of that double header in St. Louis, where Lajoie secured eight hits and figured to beat out Ty Cobb for the season's batting honors. Such occurrences cannot do baseball any good.

"Home scoring, like home umpiring, will wreck the game in time. I advocate a board of official scorers, to travel around the circuit. Men who will be under obligations to no players and no clubs.

"Their work might not be confined to scoring exclusively. They may also observe the work of the umpires. If the umpires were aware every day that a league official was watching their work and that daily reports would be sent to headquarters, I am sure the officials would be more careful and conscientious.

"A poor pitcher on a poor club," says Mr. Lynch, "has not a chance the way averages are now compiled. To win half his games with a tailender, a twirler may pitch much better ball during the season than the greatest star of a pennant winning club. Yet he gets no credit at all in a strict percentage stand of victories and losses. Really, the pitcher who holds opponents to the fewest number of runs in the most number of innings pitched should be the champion."

NEW YORK, Nov. 8.—One of the principal issues of the annual major leagues' meeting in New York next month will be syndicate baseball. Strange to say, this concerns only the National League and National Commission. A year ago the American League summarily disposed of the nuisance by ruling that no one could own stock in two different clubs in Ban Johnson's circuit. The National League at the time decided to trail along after its rival. But its resolution, drawn up by John T. Brush and supposed to be aimed at syndicate tactics, was simply a joker.

Ban Johnson intends to go further than ever this season. He will make it compulsory for each of the presidents of his clubs to furnish the National Commission and press with the list of stockholders and the extent to which each investor is interested. Johnson will further try to have the National League adopt the same ruling, so that the matter of syndicating baseball property may be prevented by the National Commission.

The National League is quite different to what it should be. The name of Barney Dreyfuss, for instance, has for some time been linked with two or more clubs. The owner of the Pirates is supposed to be heavily interested in Boston Nationals. Barney denies the charges. Charles P. Taft and Charles Murphy own the Cubs. Taft owns the grounds of the Philadelphia Nationals and it is generally supposed that he owns the club also.

Those on the outside claim that Charles Murphy prompted Horace Fogel to call off the big trade with Cincinnati, an action that has resulted in serious complications to the league. Murphy and Fogel are now hobnobbing in New Orleans and from far off Louisiana comes Horace's threat that Manager Dooin will be traded to Chicago if he is not good. Fogel says that either Johnny Kling or Johnny Evers will lead the Quakers if Dooin is let out. The Giants last year offered a record price for Kling and were spurned. Brush has told Fogel that he can name his own price for Dooin, but Fogel will evidently talk business with nono but Boss Murphy.

It will be a good thing for baseball if Ban Johnson is successful in his fight against syndicate baseball. President Tom Lynch is with him and so is Garry Herrman. Syndicate advocates are those revolutionists who have had the old major league by the ears for the last ten years.

AMERICAN GAME OF FOOTBALL STILL POPULAR WITH THE PUBLIC

Now that King Baseball has descended from his popular throne, the fans are turning their attention to American football. The Century and U. S. Marine game is attracting a great deal of interest, for reason that it will put in action two of the strongest teams on the coast.

The marines' lineup includes some of the best talent from the naval schools, their captain being captain of Annapolis school two years ago. They registered a 10-to-5 score against Century last year, they being the only team except Winged V team of Vallejo to score against the Century Club last season.

The Century Club, however, has, if anything, a stronger lineup than last season, including stars like Incell, Kiser, Burns, Moir and Captain Dow. Whittenmeyer, formerly of Oakland High, is again in the game, playing his usual strong game. He was temporarily disabled, but is back in place again. The marines are bringing down 200 of their jolly naval adherents, who promise to keep things moving for their team. A large gathering of the local fans are expected Sunday afternoon at 2:30 at the Grove-street park, when the whistle blows for the kick-off, and a fast and exciting game will be seen between these two teams.

JACK LIVELY IS COAST LEAGUE MAINSTAY IN PITCHING

Records of games won and lost by Coast League pitchers show that Jack Lively of Oakland is at the head of the list, with Gregg his nearest competitor. Henley of San Francisco is entitled to much credit for finishing third, considering the position of the Seals in the pennant race. Eugene Krapp of Portland is fourth, with Walter Nagle, the star boxman of Los Angeles, in fifth place. Miller of the Seals is also well up in the list of winning pitchers. Credit is due Charlie Baum, who, with a tail-end club, finished just below the .500 mark. The figures, showing games won and lost, follows:

Pitcher, Club—	G.	W.	L.	Pct.
Lively, Oakland	46	32	13	.705
Gregg, Portland	46	29	17	.630
Henley, San Fran.	52	32	19	.627
Krapp, Portland	46	27	17	.622
Nagle, Los Angeles	39	24	15	.615
Moser, Oakland	48	28	19	.596
Hitt, Vernon	42	24	17	.585
Miller, San Francisco	38	21	15	.583
Steen, Portland	43	23	16	.579
Nelson, Oakland	33	19	14	.576
Arellanes, Sacramento	14	8	6	.571
Schafer, Vernon	25	14	11	.560
Seaton, Portland	39	21	17	.553
Christian, Oakland	36	20	16	.556
Raleigh, Vernon	20	11	9	.550
Carson, Vernon	38	20	17	.541
Sutor, San Fran.	31	16	14	.533
Wheeler, Los Angeles	4	2	2	.500
Willett, Vernon	39	18	19	.486
Delhi, Los Angeles	21	10	11	.476
Hensling, Vernon	15	7	8	.467
Baum, Sacramento	40	18	21	.462
Willis, S. F. and Oak.	34	15	18	.455
Tozer, Los Angeles	40	18	22	.450
Brackenridge, Vernon	41	18	23	.439
Nourse, Sacramento	23	10	13	.435
Thorsen, Los Angeles	39	17	21	.432
Pape, Sacramento	8	3	4	.429
Garrett, Portland	26	11	15	.423
Whalen, Sacramento	38	16	22	.421
Stewart, San Fran.	23	9	13	.409
Browning, San Fran.	22	9	13	.409
Harkins, Oakland	27	11	16	.407
Castleton, Los Angeles	23	9	14	.391
Eastley, San Fran.	26	10	16	.385
Criger, Los Angeles	34	12	21	.364
Boice, Portland	7	2	4	.333
Kline, Los Angeles	6	2	4	.333
Fielder, San Fran.	3	1	2	.333
Fitzgerald, Sac.	37	12	25	.306

HAWTHORNE CLUB HAS CLASSY CARD MADE UP

Four of the fast featherweights in the boxing colony are to furnish the main events of the Hawthorne Club's show next Friday night at Dreamland pavilion. Eddie Dennis, the youngster who has been acting as Battling Nelson's sparring partner, will clash with Walter Scott, the claimant of the title. The Dane says Dennis is one of the cleverest boxers he has ever had on his training staff. The last fight in which Dennis participated, when he defeated Frankie Harris in ten rounds, he displayed lots of class and proved his hitting power by almost disposing of Harris in the closing round.

Charlie Rogers, the artist-pugilist, will have Frankie Harris for an opponent. Rogers is a speedy youth with much science, while Harris is a slashing infighter with a knockout wallop always on tap. The latter is anxious to secure a return match with Dennis and knows that a victory over Rogers will go far toward paving the way.

VANCOUVER GETS MASTEN.

Tom Masten, a local pitcher with Tacoma last season, has signed a contract with Vancouver next year. Masten is a big right-hander, who is highly spoken of.

HARRY LEWIS KNOCKS OUT FIGHTING NELSON

SCHENECTADY, N. Y., Nov. 8.—In a fight said to be for the welter-weight championship of the world Harry Lewis of New York knocked out "Fighting Dick" Nelson here last night.

The end came in the second round of a scheduled ten-round bout before the American Athletic Club. Lewis was about fifteen pounds heavier than Nelson, and was master of the fight at every stage.

In the first round Lewis landed the first of a series of blows to the face which finally downed his opponent. Nelson went to the floor three times in the first round. In the second round Nelson took the count twice and the third time, on a blow to the face, was counted out.

DURFEE HORSE PACES MILE IN RECORD TIME

PHOENIX, Ariz., Nov. 8.—The great event of the day was the paced mile of Copa de Oro of Durfee's Los Angeles stable in 1:59. There is a threat of disallowance, owing to the handling of the running mate. The world's yearling record of 2:23, held by a Stanford horse, was equaled by Walter Don, owned by F. H. Holloway of Hemet, Cal. It is expected that this colt will beat this during the week.

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SOUTHERN PACIFIC
OAKLAND

ON AND AFTER SEPTEMBER 18, 1910.

Leave. — SIXTEENTH-ST. STATION — Arrive.

7:34a Richmond, San Pablo, Pinole, Crockett, Port Costa, Benicia, Suisun, Sacramento, Roseville, Wheatland, Marysville, Chico, Red Bluff, Anderson, Redding, Dunsmuir, Davis, Woodland (Marysville, Oroville), Williams, Willows, Orland (Hamilton), Corning — Elmira, Vacaville, Winters, Rumsey 10:02p 6:53p

8:13a Vallejo, Santa Rosa, Napa, St. Helena, Calistoga — Crockett, Port Costa, Martinez, Avon, Concord, Walnut Creek, Alamo, San Ramon, Dougherty, Livermore..... 5:40p 6:07p

6:53a Richmond, Port Costa, Martinez, Bay Point, Antioch, Byron, Tracy (Stockton), Modesto, Merced, Fresno, Selma, Goshen Junction, Hanford, Visalia, Bakersfield, Yosemite Valley via Merced and El Portal...... 4:05p
Lindsay, Porterville — Las Palmas, Friant 7:07p

9:30a Atlantic Express—Port Costa, Benicia, Elmira, Sacramento, Colfax, Truckee, Reno, Cobre, Ogden, Salt Lake City, Denver, Omaha, Chicago 7:54p

10:12a Stege, Richmond, San Pablo, Pinole, Rodeo, Vallejo Junction, Port Costa, Martinez, Bay Point 6:07p

10:55a Los Angeles Passenger—Richmond, Port Costa, Bay Point, Byron, Tracy (Stockton), Merced, Berenda (Raymond), Fresno, Visalia, Bakersfield, Los Angeles — Hanford, Lemoore, Coalinga—Tulare, Tipton, Pixley, Delano—Sanger, Reedley, Dinuba, Vallejo, Mare Island—Napa Junction, Napa..... 7:07p 4:05p 10:58a

11:13a San Francisco "Overland Limited"—Ogden, Cheyenne (Denver, Kansas City, St. Louis), Omaha, Chicago, Salt Lake City, Denver, Kansas City, Des Moines, Chicago. No local passengers carried between any stations, San Francisco and Truckee 4:53p

11:53a Shasta Limited—Portland, Tacoma, Seattle — via Shasta Springs. Sleeping car train; does not carry local passengers—First-class pay tickets... 8:43p

12:23p Richmond, Port Costa, Suisun, Sacramento, Roseville, Auburn, Colfax, Truckee, Boca, Reno, Sparks, Churchill, Wabuska (Yerington, Mason), Mina, Tonopah, Goldfield — Laws, Keeler 7:11p

12:38p Sacramento, Roseville, Marysville, Gridley, Chico, Vina, Tehama, Red Bluff..... 2:07p

3:31p Richmond, Port Costa, Benicia, Suisun (Elmira, Vacaville), Winters, Sacramento, Davis, Woodland, Knights Landing, Marysville, Oroville — Yolo, Williams, Willows..... 10:14a

3:53p Port Costa, Martinez, Bay Point, Cornwall, Antioch, Byron, Lathrop (Stockton), Modesto, Turlock, Merced, Berenda, Madera, Fresno..... 11:38a 10:42a

4:34p Vallejo, Santa Rosa, Napa, St. Helena, Calistoga—Port Costa, Martinez, Concord, Walnut Creek, Alamo, Danville, San Ramon, Dougherty, Livermore 8:54a

5:34p El Dorado—Vallejo Junction (Vallejo, Mare Island), Port Costa, Benicia, Sacramento, Lincoln, Wheatland, Marysville, Oroville 10:53a

5:31p Motor car—Davis, Woodland, Yolo, Dunnigan, Williams, Willows 2:07p 7:54p

6:33p Owl Limited — Los Angeles. Sleep car train, does not carry day coach passengers..... 7:57a

7:14p Eastern Express—Port Costa, Suisun, Elmira, Sacramento, Colfax, Truckee, Boca, Reno, Wadsworth, Hazen (Fallon), Battle Mountain, Palisade, Elko, Cobre, Ogden, Salt Lake City, Pueblo, Denver, Kansas City, St. Louis, Chicago..... 7:34p

7:34p Sunday only—Stege, Richmond, Pinole, Vallejo, Crockett, Port Costa, Martinez, Avon, Bay Point 10:37p

8:13p Richmond, Port Costa, Martinez, Cornwall, Tracy, Lathrop, Stockton. Returns via Livermore; arrives First and Broadway 12:14 p.

8:57p Oregon Express—Port Costa, Suisun, Davis (Sacramento), Woodland, Colusa Junction, Willows, Tehama, Red Bluff, Shasta Springs, Weed, Ashland, Portland ..... 8:2[illegible]a

9:37p China and Japan Fast Mail—Port Costa, Benicia, Suisun, Sacramento, Truckee, Reno, Sparks, Hazen, Winnemucca, Battle Mountain, Palisade, Elko, Cobre, Ogden, Cheyenne, Denver, Kansas City, Omaha, Chicago ..... 2:0[illegible]p

10:12p Richmond, Port Costa, Tracy, Lathrop, Modesto, Turlock, Merced, Berenda, Madera, Fresno, Tulare, Bakersfield—Connect at Fresno for Selma, Traver, Goshen Junction (Visalia), Hanford, Armona, Lemoore, Huron, Coalinga, Connect at Bakersfield for Gosford, McKittrick—Monarch, Fellow. Arrives First and Broadway 7:40a.

12:14a Portland Express—Port Costa, Benicia, Suisun, Elmira, Sacramento, Lincoln, Marysville, Chico, Redding, Dunsmuir, Shasta Springs, Sisson, Weed (Macdoel, Klamath Falls), Medford, Albany, Ashland, Portland, Tacoma, Seattle..... 11:55a

Leave.—BROADWAY AND FIRST ST.—Arrive.

4:35a Elmhurst, San Leandro, Hayward, Niles, Centerville, Newark, Alviso, Agnew, San Jose.. 6:42p

2:40a Niles, Tracy, Lathrop, Stockton, Lodi, Galt, Brighton, Sacramento (arrive via Martinez, Port Costa, 16th St., 10:42p.) Connects with motor leaving Sacramento at 8:40a, for Marysville, Live Oak, Gridley, Biggs, Durham, Chico .....

7:17a San Leandro, Lorenzo, Hayward, Decoto, Niles, Irvington, Milpitas, San Jose 6:28a
Connects at San Jose with No. 20, Shore Line Limited—Paso Robles Hot Springs, Santa Barbara, Los Angeles. First-class pay tickets only when presented with ticket for seat in Pullman parlor car..... 8:50a
No. 22, The Coaster—Soledad, Paso Robles Hot Springs, Atascadero, Santa Margarita, San Luis Obispo, Guadalupe, Santa Barbara, Ventura, Oxnard, Los Angeles — Lompoc — Pajaro—Castroville, Del Monte, Monterey, Pacific Grove..... 2:02p

8:16a Niles, Pleasanton, Livermore, Lathrop, Stockton, Lodi, Galt, Elk Grove, Sacramento. Connects at Tracy for Newman, Los Banos, Dos Palos, Kerman, Fresno—Connects at Stockton with motor car for Oakdale.... 6:54p 8:52p

8:30a Mt. Eden, Alvarado, Newark, Alviso, Agnew, Santa Clara, West San Jose, Los Gatos, Alma, Wright, Laurel, Glenwood, Felton (Boulder Creek), Big Trees, Santa Cruz, Watsonville, Pajaro, Castroville, Del Monte, Monterey, Pacific Grove 5:08p
Connects at Santa Clara with No. 24, San Luis Obispo Passenger — Gilroy, Salinas, Paso Robles Hot Springs, Atascadero, San Luis Obispo—Hollister, Tres Pinos—Pajaro, Watsonville, Del Monte, Monterey, Pacific Grove 8:08p

9:30a Niles (San Jose), Pleasanton, Livermore, Tracy, Lathrop, Stockton, Lodi, Galt, Sacramento, Oakdale, Chinese, Jamestown, Sonora, Tuolumne, Angels 3:52p

1:57p San Leandro, Lorenzo, Hayward, Niles, Irvington, Warm Springs, San Jose..... 2:02p

2:14p San Leandro, Hayward, Niles, Centerville, Newark, Alviso, Agnew, Santa Clara, San Jose. 8:23a 6:42p

2:36p Alvarado, Newark, Agnew, West San Jose, Los Gatos, Wright, Laurel, Boulder Creek, Santa Cruz—Connects at Santa Clara with No. 30 for Gilroy, Hollister, Tres Pinos—Watsonville, Santa Cruz—Del Monte, Monterey, Pacific Grove—Salinas 9:17a

3:19p San Leandro, Lorenzo, Hayward, Decoto, Niles, Irvington, San Jose 8:50a
Connects at San Jose with No. 10, Sunset Express—El Paso, San Antonio, New Orleans, Washington, D. C.; New York—No. 10, Paso Robles Hot Springs, San Luis Obispo, Guadalupe, Surf, Santa Barbara, Ventura, Oxnard, Los Angeles, Del Monte, Monterey, Pacific Grove—Golden State Limited special sleeper for Kansas City, St. Louis, Chicago. Trains 10 and 9 do not carry local passengers between San Francisco and Salinas (inclusive) 2:02p

4:35p Niles (Centerville, Newark), Sunol, Livermore, Lathrop, Stockton, Lodi. Arrive via Martinez at 16th-St. depot 9:58a

5:15p San Leandro, Lorenzo, Hayward, Niles, Sunol, Pleasanton, Livermore, Altamont, Tracy, Westley, Newman, Los Banos, Dos Palos, Mendota, Kerman, Fresno. Returns via Tracy, Byron, Martinez, Port Costa. Arrives 16th-St. depot 10:42p.

5:38p Russell, Mt. Eden, Newark, Santa Clara, West San Jose, Campbell, Los Gatos..... 8:54a

6:57p San Leandro, Lorenzo, Hayward, Decoto, Niles, Irvington, Milpitas, San Jose..... 2:02p

7:16p San Leandro, Lorenzo, Hayward, Decoto, Niles, San Jose.. 6:08p
Connects at San Jose with No. 76, The Lark—Paso Robles Hot Springs, Santa Barbara, Los Angeles.
No. 18, Los Angeles Express—Gilroy, Salinas, King City, Paso Robles Hot Springs, Atascadero, San Luis Obispo, Pismo, Santa Barbara, Los Angeles.... 8:50a

OAKLAND HARBOR FERRY—Broadway Wharf, Oakland.

Week days: 6:00a, 7:00a, 8:00a, 9:00a, 10:00a, 11:00a, 12:00m, 1:00p, 2:00p, 3:00p, 4:00p, 5:00p, 6:00p, 7:00p, 8:00p, 9:00p.
Sundays: 6:00a, 7:30a, 9:00a, 10:30a, 12:00m, 1:30p, 3:00p, 4:30p, 6:00p, 7:30p, 9:00p, 10:30p.

SOUTHERN PACIFIC NETHERLANDS ROUTE (From Pacific St. Wharf, San Francisco.)
Navajo leaves 8:00a daily except Sunday. Arrives daily 5:00a except Monday.
†1:00p Collinsville, Rio Vista, Isleton, Walnut Grove, Vorden, Courtland, Sacramento..... ‡11:30†

†Sunday excepted. ‡Sunday only.

Additional Sports

ST. MARY'S RUGBY IS WELL PRIMED FOR GAME AT SANTA CLARA

That the Rugby fifteen of St. Mary's College will be ably supported in the rooting section by the students of the local institution on the occasion of the second annual game with Santa Clara College Saturday afternoon, November 19, is an assured fact. The students have taken advantage of every opportunity to rehearse their songs and yells, under the leadership of Thomas Horan and his assistant, Raymond Miller, and have almost reached perfection in the rendition of a number of original songs especially written for the big game. Miller was the recipient of a cash prize yesterday for a snappy and appropriate vocal contribution, "St. Mary's For Mine."

The Rugby warriors of the local college will from henceforth until the day of the game confine themselves to light practice work, consisting mainly of punting, passing and scrum formation. Coach Faulkner will allow his men a good rest that will necessarily keep the players from contracting the athletes' failing, that of "going stale." This afternoon all of the men occupying seats on the training table, twenty in number, were put through a series of gymnastic stunts in the alumni gymnasium, adjoining the college, under the direction of Cecil Martin, a former athletic instructor at St. Mary's.

The main object of this innovation among Rugbyites, training for a crucial contest, is to obviate any possibility of the players becoming stiff in their limbs or musclebound in any form. This form of training will continue for the remainder of the week and, if necessary, for a few days of the week the game is scheduled on Berkeley field.

Tickets for the St. Mary's-Santa Clara football game will be placed on sale at A. G. Spalding's, 156-158 Geary street, San Francisco, tomorrow morning. Grandstand, $1.50; general admission, $1.

CARDINAL RUGBY PLAYERS AND ROOTERS TO ARRIVE IN SPECIAL CARS

STANFORD UNIVERSITY, Nov. 8.—The Stanford Rugby team is to leave Palo Alto Saturday morning on the 9:50 train, arriving at the Third and Townsend depot at 10:30; thence they are to be conveyed to a San Francisco hotel in automobiles. After a light luncheon the footballers are to motor again to the Ferry building, where a special ferry boat will be waiting to convey them and a horde of their supporters across the bay to Oakland and Berkeley. They will go directly to the training house and return to the city immediately after the game is done.

Some 1500 hilarious students will pilgrimage from the university to Berkeley. The Southern Pacific is to run special trains between the city and Palo Alto, with special rates for the occasion.

The senior men of the University of California have invited the Stanford four-year men for luncheon before the game, according to the usual custom, and this year the women of Berkeley have extended a similar courtesy to the Stanford women. After the game is over and the dinner parties out of the way, the cardinal crowd will get together in the Alcazar theater, where the entire house has been sold out to them, and listen to as much of "Too Much Johnson" as can be run off by the Alcazar company between the bursts of enthusiasm that are sure to be the order of the night, whether the cardinals win or lose. The varsity yell leaders are to occupy the rostrum at intervals.

For Friday night the San Francisco alumni have planned a "jinks" at a city cafe in which undergraduates and alumni are to take part in the entertainment of the assembled visitors. Details have not been made public, but certain it is that the "old boys" are fixing to show the youngsters what a good time was like in the days before the fire, the days of grapes, etc.

STANFORD SQUAD WILL HAVE LOTS OF PRACTICE

STANFORD UNIVERSITY, Nov. 8.—Light practice in passing, scrummaging and dribbling will be the order of the four days of the week on which the cardinal Rugby men are to gather in final preparation for Saturday's finale. The entire squad came out yesterday and will likely appear today and Wednesday, but Thursday the team and substitutes are to be named by Coach Presley, and only the chosen ones will cavort on the Stanford field in the last varsity practice of the year.

At this time the men will be given their suits for Saturday's game, and after a short practice period the twenty footballers, with Coach Presley and Trainer Dad Moulton, will line up for their picture. Tuesday night the annual football rally will be held in the assembly hall, and after the speechmaking and cheering is over the scene of action will be shifted to the inner quad, where the red fire will illuminate the serpentine and the celebration will end with the bonfire on the old football field.

CALIFORNIA EIGHT-OAR CREW HARD AT WORK

UNIVERSITY OF CALIFORNIA, Nov. 8.—Upper classmen are coaching the freshman eight-oar crew on the estuary three times a week. After the intercollegiate game a varsity crew is planning to practice frequently. It is expected that a first-class "baby" eight will be put in shape by next spring. The coaching is in the hands of a committee composed of T. A. Davidson '10, B. B. Blake '11 and E. A. Fisher '12.

The men who were on the water Sunday were:

Varsity—No. 1, Craig; No. 2, Blake; No. 3, Wilson; No. 4, Cope; No. 5, Lee; No. 6, Fuller; No. 7, Maynard; No. 8, Ball; coxswain, Kelley.

Freshmen—No. 1, S. P. Colt '10; No. 2, S. F. Evans '14; No. 3, E. B. Rowley '13; No. 4, F. Cordez '14, No. 5, J. Douglas '14; No. 6, J. R. Northrup '14; No. 7, T. A. Davidson '10; No. 8, R. C. Miller; coxswain, E. A. Fisher '12.

CHAPMAN WINS FROM BURNS AT BILLIARDS

Chapman won the billiard game at Wright's parlors last night from Dr. Burns by 20 to 167. Chapman's average was 4 1-5 and his high run was 19. Dr. Burns' average was 4 and his high run was 19. Last night's game gave Chapman six straight wins. Wednesday Burns will play Breuner, and should the latter win he will be tied with Chapman for first honors. If Burns defeats Breuner, Chapman will be the winner of the tournament.

OVERALL AND EVERS WILL BE COACHERS

CHICAGO, Nov. 8.—Although defeated in the world's series by the Athletics, the Cubs are evidently still well thought of as heady, capable baseball players, as Johnny Evers and Ollie Overall have been engaged to coach next season. The crack second-sacker will instruct the navy cadets at Annapolis, while Overall will have charge of the Yale baseball squad.

Henry Medicus, one of the Brooklyn magnates, was a sore man early last week. He was subpoenaed as a witness and had to appear Tuesday morning in New York, cutting him out of the second world's series game at Philadelphia.

BRUTALLY SLAIN AS HE LEAVES DANCE HALL

EVERETT, Wash., Nov. 8.—Charles Montreaus, aged 23, a shingle weaver, was murdered on a street in Monroe, near Everett, early Sunday morning. Montreaus attended a public dance and left the hall at midnight.

A few minutes later he staggered into a saloon and said he had been shot. He died in a few minutes. Two men, not identified, ran down the street after the shot was fired. Montreaus' wife is in the east.

LEGAL.

NOTICE TO CONTRACTORS.

Office of the Clerk of the Board of Supervisors, Alameda County, California.

Oakland, Oct. 24, 1910.

Sealed bids will be received by the Clerk of the Board of Supervisors of Alameda County, at his office, until Monday, November 14, 1910, a. m. (the day when said bids will be opened and the contract awarded) for the repairing, renewal of flooring, painting and construction of concrete abutments for the Webster street bridge across the estuary, connecting Alameda and Oakland, plans and specifications for which are on file in the office of the County Clerk subject to inspection by bidders.

Each bid must be accompanied by a check for at least ten per cent of the amount of the bid or proposal, certified to by some responsible bank, and made payable to John P. Cook, Clerk of the Board, to be forfeited to the County of Alameda as agreed and liquidated damages should the party or parties to whom the contract shall be awarded fail to enter into the contract after the award or to give the bond required by the Board for the faithful performance of the contract.

(SEAL) JOHN P. COOK,
Clerk of the Board of Supervisors of the County of Alameda.
Dated, Oct. 24, 1910.

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Emma J. Barnes, deceased.

Notice of time set for proving will, etc.

Notice is hereby given, that a petition for the probate of the will of Emma J. Barnes, deceased, and for the issuance to Henry M. Wright of letters testamentary thereon has been filed in this Court, and that Friday, the 18th day of November, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4 of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

EZRA W. DECOTO,
By WM. ZAMBRESKY, Deputy Clerk.
Attorney for Petitioner, Bacon Bldg.,
Dated, November 7, 1910
JOHN P. COOK, Clerk.
Oakland, Cal.

NOTICE OF TIME SET FOR PROVING WILL, ETC

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Jacob Storck, deceased.

Notice of time set for proving will, etc.

Notice is hereby given, that a petition for the probate of the will of Jacob Storck, deceased, and for the issuance to Dorinda C. Mullaney of letters testamentary thereon has been filed in this Court, and that Friday, the 11th day of November, A. D. 1910, at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court, at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same.

Dated, October 28, 1910.
JOHN P. COOK, Clerk.
By WM. ZAMBRESKY, Deputy Clerk.
JOHN J. McDONALD,
Attorney for Petitioner.

NOTICE TO CREDITORS.

Estate of Mary Foppiano, formerly Mary Cordano, deceased.

Notice is hereby given by the undersigned administrator of the estate of Mary Foppiano (formerly Mary Cordano), deceased, to the creditors of and all persons having claims against the said deceased to exhibit them with the necessary vouchers within four (4) months after the first publication of this notice to the said administrator at the office of Clinton G. Dodge, Room 306, Oakland Bank of Savings Building, Oakland, California, which said office the undersigned selects as his place of business in all matters connected with said estate of Mary Foppiano (formerly Mary Cordano), deceased.

JOSEPH FOPPIANO,
Administrator of the estate of Mary Foppiano (formerly Mary Cordano), deceased.
Dated, Oakland, November 1, 1910.
Clinton G. Dodge, Attorney-at-Law, Oakland Bank of Savings building, Oakland, Cal., Attorney for Administrator.

NOTICE TO CREDITORS.

Estate of Charles E. A. Gribble, deceased.

Notice is hereby given by the undersigned administrator of the estate of Charles E. A. Gribble, deceased, to the creditors of and all persons having claims against the said deceased, to exhibit them with the necessary vouchers within four months after the first publication of this notice to the said administrator at the office of Tom M. Bradley, at 906 Broadway street, Oakland, Calif., which said office the undersigned selects as his place of business in all matters connected with said estate of Charles E. A. Gribble, deceased.

PETER J. PETERSEN,
Administrator of the estate of Charles E. A. Gribble, deceased
Dated, Oakland, October 11, 1910.

NOTICE TO CREDITORS.

Estate of Stephen Perich, deceased.

Notice is hereby given by the undersigned administrator, with the will annexed, of the estate of Stephen Perich, deceased, to the creditors of and all persons having claims against the said deceased, to exhibit them with the necessary vouchers within four (4) months after the first publication of this notice to the said administrator, with the will annexed, at the office of Abe P. Leach, room 1113 Union Savings Bank Buildings, Oakland, California, which said office the undersigned selects as his place of business in all matters connected with said estate of Stephen Perich, deceased.

H. B. EHRMANN,
Administrator, with the will annexed, of the estate of Stephen Perich, deceased.
Dated, Oakland, October 10, 1910

CHARTER
OF THE
CITY OF OAKLAND
PREPARED AND PROPOSED
BY THE
BOARD OF FREEHOLDERS
ELECTED JULY 6th 1910

CHARTER OF THE CITY OF OAKLAND

ARTICLE I.
Name and Rights in Succession of the City.

Name of the City.

Sec. 1. The municipal corporation now existing and known as the City of Oakland shall remain and continue a body politic and corporate in name and in fact by the name of the City of Oakland, and by such name shall have perpetual succession.

Rights and Liabilities in Succession.

Sec. 2. The City of Oakland shall have, exercise and enjoy all the rights, immunities, powers, benefits, privileges and franchises now possessed, enjoyed, owned or held by it; and shall be subject to all the duties and obligations now pertaining to or incumbent on said City as a corporation, not inconsistent with the provisions of this Charter.

ARTICLE II.
Boundaries.

Sec. 3. The boundaries of the City of Oakland shall be as now fixed and established. The area contained within said boundaries is as follows, to-wit:

1st. All of Oakland Township in the County of Alameda, State of California, exclusive of the following portions thereof: Such portions of said township as lie within the corporate limits of the City of Alameda, the City of Berkeley, the Town of Emeryville, the City of Piedmont, and the City of Albany; also exclusive of such portion of said township as lies northerly of the northern boundary line of the aforesaid City of Berkeley.

2d. All of Brooklyn Township in the County of Alameda, State of California, exclusive of the following portions thereof: Such portions of said township as lie within the corporate limits of the City of Alameda, the City of San Leandro, and the City of Piedmont; also exclusive of such portion of said township as lies northeasterly of the northeastern boundary line of that portion of the Rancho of San Antonio as has been heretofore granted by the United States of America to Antonio Maria Peralta, by patent bearing date of June 25th, 1874, and recorded September 15th, 1874, in Liber A of Patents, page 648, records of Alameda County; also exclusive of such portion of said township as lies easterly and northeasterly of the eastern and northeastern boundary lines of that portion of said Rancho of San Antonio as has been heretofore granted by the United States of America to Ygnacio Peralta by patent bearing date of February 3rd, 1858, and recorded April 5th, 1858, in Liber A of patents, page 52, records of said Alameda County.

ARTICLE III.
Elections.

General, Special and Nominating Elections.

Sec. 4. A municipal election shall be held on the third Tuesday in April, in the year 1911, and on the third Tuesday in April, in the year 1913, and on the third Tuesday in April in every second year thereafter, and shall be known as the Nominating Municipal Election. A second election to fill the offices for which candidates have been chosen at the Nominating Municipal Election shall be held on the third Tuesday after said Nominating Municipal Election and shall be known as the General Municipal Election.

All other municipal elections that may be held by authority of this Charter or otherwise shall be known as Special Municipal Elections.

Nomination and Election of City Officers.

Sec. 5. (1) The mode of nomination and election of all elective officers of the City to be voted for at any municipal election shall be as follows and not otherwise.

Condition of Candidacy.

(2) The candidate, not later than the first presentation to the City Clerk of his petition of nomination, as in this Article set forth, and not earlier than thirty (30) days before such presentation, shall file with the City Clerk a declaration of his candidacy, in the following form:

DECLARATION OF CANDIDACY.

I,................, residing at No....... Street, Oakland, Cal., being duly sworn, hereby declare myself a candidate for the office of..............., to be voted for at the............Municipal Election to be held in the City of Oakland, on the ....day of................, 19......

(Signed) ....

State of California }
County of Alameda } ss.
City of Oakland }

Subscribed and sworn to before me this...............day of............... 19........,

....
City Clerk (or Notary Public.)

The name of a candidate shall be printed upon the ballot when a declaration of candidacy and a petition of nomination shall have been filed in his behalf in the manner and form and under the conditions in this Article set forth, such candidate not having withdrawn under the provisions of this Article.

Form of Nominating Petition.

(3) The petition of nomination shall consist of not less than fifty (50) nor more than two hundred and fifty (250) individual certificates, which shall read substantially as follows:

PETITION OF NOMINATION.
(Individual Certificate.)
No...............

I, the undersigned, certify that I do hereby join in a petition for the nomination of .... whose residence is at No...................... Street, Oakland, for the office of ....to be voted for at the Nominating Municipal Election to be held in the City of Oakland on the ....day of............... 19......; that I believe said.............. is fully qualified for said office and should be elected thereto; and I further certify that I am a qualified elector and am not at this time a signer of any other petition nominating any other candidate for the above named office; that my residence is at No.................. Street, between.............................. Street and .... Street, Oakland, and that my occupation is..........................
(Signed)..............................

State of California, }
County of Alameda, } ss.
City of Oakland. }

..................being duly sworn, deposes and says that he is the person who signed the foregoing certificate and that the statements therein are true and correct.

(Signed) ....

Subscribed and sworn to before me this...............day of............... 19......

....
Notary Public (or Verification Deputy.)

The petition of nomination of which this certificate forms a part shall, if found insufficient, be returned to......... at No.......................... Street, Oakland, Cal.

Forms to Be Supplied by the City Clerk.

(4) It shall be the duty of the City Clerk to furnish upon application a reasonable number of forms of individual certificates of the above character.

Requirements of Certificate.

(5) Each certificate must be a separate paper. All certificates must be of a uniform size as determined by the City Clerk. Each certificate must contain the name of one signer thereto and no more. Each certificate must contain the name of one candidate and no more. Each signer must be a qualified elector, and must not at the time of signing a certificate have signed his name to any other certificate for any other candidate for the same office. In case an elector has signed two or more conflicting certificates, all except the one first presented shall be rejected. Each signer must verify his certificate and make oath that the same is true, before a notary public or a verification deputy, as provided for in this section. Each certificate shall further contain the name and address of the person to whom the petition is to be returned in case said petition is found insufficient.

Eligibility of Verification Deputies.

(6) All verification deputies under this Charter shall be qualified electors of the City of Oakland. They shall be appointed by the City Clerk upon written application of not less than five (5) nor more than ten (10) qualified electors of the City of Oakland. The said application shall set forth that the signers desire the appointment of the person whose name and address is given therein to be a verification deputy for the purpose of taking the oaths of signers of certificates in the matter of.................. Such verification deputies need not use a seal, and shall not have power to administer oaths for any purpose other than that for which they are appointed. Their appointment shall continue only for ninety (90) days from the date of said appointment. No verification deputy shall be paid, in whole or in part, directly or indirectly, out of the City Treasury. All verification deputies must, before their appointment, make and file with the City Clerk an oath as to their ages, places of residence, occupation and whether or not they are qualified electors of the City of Oakland, California.

Date of Presenting Petition and Form Thereof.

(7) A petition of nomination, consisting of not less than fifty (50) nor more than two hundred and fifty (250) individual certificates for any one candidate, may be presented to the City Clerk not earlier than fifty days nor later than forty days before the election. The Clerk shall endorse thereon the day, hour and minute upon which the petition was presented to him.

The certificates constituting such petition before being presented to the City Clerk shall be fastened together in book form by placing the sheets in a pile arranged in alphabetical order according to surnames and fastening them together at one edge in a secure and suitable manner, and the certificates shall then be numbered consecutively.

Examination of Petitions by City Clerk.

(8) When a petition of nomination is presented for filing to the City Clerk he shall forthwith examine the same and ascertain whether it conforms to the provisions of this Charter. Within seven days after its presentation he must finally determine whether or not it so conforms and shall forthwith attach to said petition his certificate showing the result of said examination and forthwith send by registered mail a copy of said certificate to the person named as the person to whom the petition shall be returned in accordance with this section. If the petition be found not to conform to the provisions of this Charter such certificate of the City Clerk shall designate as to the petition and as to each individual nomination certificate found to be defective, the defect therein. If by the said certificate of the City Clerk the petition is shown to be insufficient it may be amended by the presentation of an additional nominating petition containing additional nominating certificates not later than twenty-five days before the date of the Nominating Municipal Election. The City Clerk shall within five days after the presentation of such additional nominating petition make like examination and determination of the amended petition, and attach to it a like certificate and mail a copy as aforesaid, and if his certificate shall show the amended petition to be insufficient, or if no additional nominating petition shall have been presented, the petition shall be returned to the person named as the person to whom the petition is to be returned. If necessary, the Council shall provide extra help to enable the City Clerk to perform his duties under any election provision of this Charter.

Withdrawal of Signature.

(9) Any signer to a certificate forming part of a petition of nomination may withdraw his name from the same by filing with the City Clerk a verified revocation of his signature before the presentation of the petition to the City Clerk, and not otherwise. He shall then be at liberty to sign a petition for another candidate for the same office.

Withdrawal of Candidate for Nomination.

(10) Any person who has filed his declaration of candidacy as in this Article provided may, not later than thirty (30) days before the day of the Nominating Municipal Election, cause his name to be withdrawn from nomination by filing with the City Clerk an affidavit stating that he so withdraws, and no name so withdrawn shall be printed upon the ballot. If upon such withdrawal the number of candidates remaining does not exceed the number to be elected, then other nominations may be made by presenting petitions therefor not later than twenty-five (25) days prior to such election.

Filing of Petitions.

(11) If either the original or the amended petition of nomination be found to conform to the provisions of this Article, the City Clerk shall file the same not later than twenty days before the date of the election. When a petition of nomination shall have been filed by the City Clerk it shall not be withdrawn nor added to and no signature shall be revoked thereafter.

Preservation of Petitions.

(12) The City Clerk shall preserve in his office for a period of one year all petitions of nomination and all certificates belonging thereto filed under this section.

Election Proclamation.

(13) Immediately after such petitions are filed, the City Clerk shall enter the names of the candidates in a list, with the offices to be filled, and shall, not later than twenty days before the Nominating Municipal Election, certify such list as being the list of candidates nominated as required by the Charter of the City of Oakland, and the Council shall cause said certified list of names and the offices to be filled, designated whether for a full term or unexpired term, to be published in the proclamation calling the election for three successive days commencing seven days immediately preceding the election, in the official newspaper. Said proclamation shall conform in all respects to the general State law governing the conduct of municipal elections, now or hereafter in force, except as above required.

Form of Ballots.

(14) The City Clerk shall cause the ballots to be printed and bound and numbered as provided for by the State law except as otherwise required in this Charter. The ballots shall contain the list of names and the respective offices, as published in the proclamation and shall be in substantially the following form:

GENERAL (OR NOMINATING) (OR SPECIAL) MUNICIPAL ELECTION, CITY OF OAKLAND.
(Inserting date thereof.)

INSTRUCTIONS TO VOTERS: To vote, stamp or write a cross (X) opposite the name of the candidate for whom you desire to vote. All marks otherwise made are forbidden. All distinguishing marks are forbidden and make the ballot void. If you wrongly mark, tear or deface this ballot, return it to the Inspector of Election, and obtain another.

Requirements of Ballot.

(15) All ballots shall be printed on precisely the same size, quality and tint of paper, with precisely the same kind of type and color of ink, so that without the number it would be impossible to distinguish one ballot from another; and the names of all candidates printed upon the ballot shall be in type of the same size and style. A column may be provided on the ballot for charter amendments or other questions to be voted upon at the municipal elections, as provided for under this Charter. The names of the candidates for each office shall be arranged in alphabetical order by surnames, and nothing on the ballot shall be indicative of the source of the candidacy or of the support of any candidate. All ballots used at any election under this Charter shall, as to indistinguishability, conform to the provisions of this subdivision.

Every Nominee to Be on Ballot.

(16) The name of no candidate who has been duly and regularly nominated, and who has not withdrawn his name as herein provided, shall be omitted from the ballot.

Arrangement of Offices on Ballot.

(17) The offices to be filled shall be arranged in separate columns in the following order:

For Mayor (if any) vote for one.
For Auditor, who shall be ex-officio Assessor (if any) vote for one.
For Commissioner No. 1 (if any) vote for one
For Commissioner No. 2 (if any) vote for one.
For Commissioner No. 3 (if any) vote for one.
For Commissioner No. 4 (if any) vote for one.
For School Director No 1 (if any) vote for one.
For School Director No. 2. (if any) vote for one
For School Director No. 3 (if any) vote for one.
For School Director No. 4 (if any) vote for one
For School Director No. 5 (if any) vote for one.
For School Director No. 6 (if any) vote for one.

Space for Voting Cross.

(18) A half-inch square shall be provided at the right of the name of each candidate wherein to mark the cross.

Blank Spaces for Additional Candidates.

(19) A half-inch space shall be left below the printed name of candidates for each office to be voted for, wherein the voter may write the name of any person for whom he may wish to vote.

Sample Ballots.

(20) The Clerk shall cause to be printed sample ballots identical, except as to character of paper, with the ballot to be used at the election and shall furnish copies of the same on application to registered voters at his office at least five days before the date fixed for such election, and shall mail one such ballot to each voter entitled to vote at such election, so that all of said sample ballots shall have been mailed at least five whole days before said election.

General Municipal Election.

(21) The two candidates receiving the highest number of votes for any given office at the Nominating Municipal Election shall be the candidates, and the only candidates for such office whose names shall be printed upon the ballots to be used at the General Municipal Election or Special Municipal Election, provided, that if there be any person who, under the provisions of this subdivision, would have been entitled to become a candidate for any office except for the fact that some other person received an equal number of votes therefor, then all such persons receiving such equal number of votes shall likewise be candidates for such office and their names shall be printed upon the ballots.

At such General Municipal or Special Municipal Election the candidate for any office who receives the highest number of votes at such election shall be declared elected to such office.

If at any General Municipal or Special Municipal Election the Mayor, Auditor, any Commissioner or any School Director be not elected by reason of a tie vote, then the Council then in office shall by lot choose from the candidates receiving such tie vote the necessary number to fill such office or offices.

All the provisions and conditions above set forth as to the conduct of Nominating Municipal Elections, so far as they may be applicable, shall govern General and Special Municipal Elections; and the same precincts and polling places shall, if possible, be used.

Informalities in Election.

(22) No informalities in conducting Municipal Elections shall invalidate the same, if they have been conducted fairly and in substantial conformity to the requirements of this Charter.

General Election Regulations.

Sec. 6. (1) The provisions of the State law relating to the qualifications of electors, the manner of voting, the duties of election officers, the canvassing of returns, and all other particulars in respect to the management of elections, so far as they may be applicable, shall govern all municipal elections, provided that the Council shall meet as a canvassing board and duly canvass the election returns within four days after any municipal election.

Voting Machines.

(2) In case voting machines shall be used at any Municipal Election, the Council shall have power, by ordinance, to modify the provisions of the Charter so far as may be necessary to adapt them to the use of voting machines.

ARTICLE IV.
Recall of Elective Officers.

Applies to All Elective Officers.

Sec. 7. (1) Every incumbent of an elective office, whether elected by popular vote or appointed thereto to fill a vacancy, shall be subject to removal from office by recall by the voters of the city. The procedure to effect such removal from office shall be as follows:

Petition for Recall.

(2) A petition signed by qualified electors equal to fifteen (15) per centum of the entire vote cast for all candidates for the office of Mayor at the last preceding General Municipal Election at which a Mayor was elected (provided, that the number of signers to any petition for the recall shall not be less than three thousand), which said petition shall request the calling of an election to determine whether or not the said incumbent of an elective office sought to be removed from office shall be removed from office by recall, shall be addressed to the Council and presented to the City Clerk. The petition may request that such election shall be held at a Special Municipal Election or at the next General Municipal Election.

Form of Petition.

(3) The petition for recall and removal from office shall be substantially as follows:

(Individual Certificate.)

PETITION TO THE COUNCIL. REQUIRING A SPECIAL MUNICIPAL ELECTION
(If such be the case.)
(The above heading must be printed in type of a 24-point Roman face, caps and lower case.)

For the Recall of (name of officer)
From the Office of (name of office)

REASONS FOR THE RECALL OF (name of officer) FROM OFFICE. (Here insert such reasons.)

REASONS AGAINST THE RECALL OF (name of officer) FROM OFFICE.
(Here insert such reasons.)

I, the undersigned, certify that I hereby join in a petition to the Council requiring that it forthwith submit, as provided in the Charter of Oakland, to the vote of the electors of the City of Oakland, at a Special (or the next General) Municipal Election, the question whether (name of officer) shall be recalled from the office of (name of office).

I further certify, that I have read the above reasons for and against the recall of said officer and believe that.......... should be recalled; that I am a qualified elector of the City of Oakland, State of California; that I am not at this time a signer of any other like certificate, that I reside at No. ....Street, between.......................... Street and ....Street, in said City, and that my occupation is..........................
(Signed) ....

State of California, }
County of Alameda, } ss.
City of Oakland. }

.................., being duly sworn, deposes and says that he is the person who signed the foregoing certificate and that the statements therein are true and correct.

(Signed)..............................

Subscribed and sworn to before me this..............day of.................. 19..........

(Signed) ....
Verification Deputy (or Notary Public).

The petition of which this certificate forms a part, shall, if found insufficient, be returned to ....at No. ....Street, Oakland, California.

Filing and Examination of Petition.

(4) Each certificate must be on a separate sheet of paper and must contain the name of but one signer, who must make oath before a notary public or a verification deputy as to the truth and correctness of the statements made in such certificate.

These certificates shall be fastened together, as provided herein for petitions of nomination, except that they shall be bound as near as may be in lots of two hundred and fifty (250) certificates.

Immediately upon the receipt of such petition, the City Clerk shall indorse thereon the time at which said petition was received by him. The City Clerk shall thereupon immediately begin to examine said petition to ascertain whether or not it conforms to all the requirements of this Charter.

Within ten days after such presentation he must finally determine whether or not it so conforms and shall forthwith attach to said petition his certificate showing the result of his examination, and forthwith send by registered mail a copy of said certificate to the person named as the person to whom said petition shall be returned in accordance with this section. If the petition be found not to conform to the requirements of this Charter such certificate of the City Clerk shall designate as to the petition and as to each individual certificate included therein and found to be defective, the defect therein. If by said certificate of the City Clerk the petition is shown to be insufficient, it may be amended by the presentation within fifteen days after the date of mailing of said certificate of the City Clerk, of an additional recall petition containing additional recall certificates. The City Clerk shall within seven days after the presentation of such additional recall petition make like examination and determination of the amended petition and attach to it a like certificate and mail a copy as aforesaid and, if his certificate shall show the amended petition to be insufficient or if no additional recall petition shall have been presented, the petition shall be returned to the person named as the person to whom the petition is to be returned, without prejudice to the filing of a new petition to effect the same purpose.

If and when the City Clerk shall find the said petition or amended petition to conform to the requirements of this Charter he shall indorse his finding upon the said petition or amended petition and immediately file and present the same to the Council.

Withdrawal of Signature.

(5) Any signer of a petition for the Recall, the Initiative or the Referendum, may file with the City Clerk a verified revocation of his signature to such petition. And in case said revocation is filed with the City Clerk before the said petition is filed by the City Clerk, the City Clerk shall cancel the said signer's signature on said petition.

Statement of Intention to Circulate Petition.

(6) Before any petition for the recall of an officer is circulated for signatures thereto, an affidavit in triplicate by or on behalf of the person or persons proposing such recall shall be filed with the City Clerk, who shall at once deliver one of said affidavits to the office of said officer sought to be recalled, and send one by registered mail to the residence of such officer. Said affidavit shall contain: a statement of the intention to circulate a petition for the recall of said officer; a statement in not more than two hundred (200) words giving the grounds for such recall; and the address of the party making the affidavit. Said officer sought to be recalled shall have five (5) days after the filing of such affidavit in which to formulate and send by registered mail to the address of the party making such affidavit a statement in not more than two hundred (200) words justifying said officer's course in office. These reasons for and against the recall of said officer shall be printed as a part of each individual certificate forming a part of the petition.

No original petition for the recall of any officer upon the grounds set forth in such affidavit shall be presented to the City Clerk later than forty (40) days after the filing of such affidavit.

Election Under Recall Petition.

(7) If the officer sought to be re-

moved by recall shall not resign from office within five days after the petition is filed by the City Clerk, and if the petition requests a special election, the Council shall cause a special election to be held within not less than fifty (50) nor more than sixty (60) days after the filing of said petition to determine whether the electors will recall said officer, or, if a General or Special Municipal Election is to occur within sixty (60) days after the filing of said petition, the Council may in its discretion postpone the holding of such election to such General Municipal Election.

Penalty for Non-Performance—Life of Petition.

(8) If the City Clerk or any member of the Council shall willfully fail or neglect to do or perform any act or duty in this Article prescribed or directed to be by them or any of them done or performed then and in that event the said City Clerk or such member of the Council shall not draw or receive any salary during his further continuance in office and the Auditor shall not audit or allow any claim therefor

If any question of recall, for which a petition has been filed, in accordance with the provisions of this Charter, be not submitted to the voters at or within the time elsewhere specified in this Charter such petition shall remain in force until such question has been submitted to the voters

Grounds of Recall. Officer's Justification

(9) Upon both the Sample and Official Ballots there shall be printed in not more than two hundred (200) words a statement of the reasons for demanding the recall of the officer as set forth in the recall petition and the statement, if any, in not more than two hundred (200) words made by the officer justifying his course in office as set forth in the recall petition

Recall Ballots

(10) The ballots at every election at which a question of recall is to be determined shall contain, as to every officer whose recall is to be voted on thereat, the following question

Shall .... be removed from the office of .... by recall?

Following which question shall be the words Yes and No on separate lines with a blank space at the right of each in which the voter may indicate by stamping or writing a cross (X) his vote for or against such recall

On such ballots under each such question there shall also be printed the names of those persons who have been nominated as candidates to succeed the person recalled in case he shall be removed from office by vote of the people The nomination of candidates for places on such ballots shall be made in the same manner as provided in this Charter for Nominating Elections excepting that the person whose recall and removal from office is petitioned for shall be deemed a candidate, and unless within five days after the petition requiring the calling of the election is filed by the City Clerk he resigns his office or declines in a writing duly signed and verified by him and filed with the City Clerk to permit his name to be printed upon the ballot his name shall be printed upon the ballot as if he had been regularly nominated in accordance with the provisions of this Charter All requirements of this Charter relating to ballots at Nominating Municipal Elections shall so far as applicable and except as herein otherwise provided apply to all ballots at every election at which a question of recall is to be determined and the calling of elections under this Article shall be done in accordance with the provisions of this Charter providing for the calling of Nominating Municipal Elections

Recall—What Constitutes

(11) The person for whose recall and removal from office petition is made shall, if he do not resign continue to perform the duties of his office until such time as the Council having canvassed the vote shall declare that a majority of those voting on the question as to whether said person shall be recalled and removed from office have voted for his recall and removal from office The Council shall canvass the vote cast at and declare the result of the election within four (4) days from the day on which the election is held

If a majority of those voting on the question as to whether a person shall be recalled and removed from office shall vote in favor of such person being recalled and removed from office, the person for whose recall and removal from office said majority has voted shall be deemed to be recalled and removed from office upon the canvass of the returns of and the declaration of the result of said election by the Council

Election

(12) If at the election for recall and removal from office a vacancy is created any candidate receiving at said election a majority of the votes cast for that office shall be thereby elected

If at the election for recall and removal a vacancy is so created and not so filled by a candidate receiving a majority of votes then the Council shall order the holding of a second election to take place not more than two weeks nor less than one week after the first election At such second election the names of not more than two candidates for each unfilled vacancy (said names being the names of those candidates who received the most votes less than a majority) shall be printed upon the ballot except that in case of a tie between the second and third highest the provisions of subdivision twenty one (21) of Section five (5) shall apply

In all other respects the calling of said second election the requirements of the ballots and the conduct of the second election shall be the same as provided in this Charter for General Municipal Elections, except as otherwise provided in this Article

The Council shall canvass the returns and declare the result of said second election within four (4) days after the day on which the said election was held The person receiving the highest number of votes for each office at the second election shall be declared elected to the said office and shall assume the duties thereof immediately upon taking the oath of office and filing a bond in the sum required of his predecessor in said office

In case of a tie vote at the second election for any office the Council shall by lot choose from the candidates receiving such tie vote the one to fill such office

Percentage for Subsequent Recall

(13) If at a recall election a majority shall vote against recalling the officer sought to be removed or if such officer shall be re-elected to said office at election held under such recall proceedings it shall require thirty (30) per cent of the entire vote cast for all candidates for the office of Mayor at the last preceding General Municipal Election at which a Mayor was elected to initiate a subsequent recall election against such officer during the term for which he was elected

No Recall Petition for First Six Months

(14) No recall petition shall be filed against any officer until he has actually held his office for at least six months

Incapacity of Recalled Official

(15) No person who has been recalled from an elective office or who has resigned from such office while recall proceedings were pending against him shall be appointed to any office within one year after such recall or resignation

Further Regulations

(16) The Council shall by ordinance make such further regulations as may be necessary to carry out the provisions of this section and to adapt the provisions of Section five (5) to the …

ARTICLE V

Elective Officers

The Elective Officers

Sec 8 The elective officers of the City shall be a Mayor an Auditor who shall be ex officio Assessor four Commissioners and six School Directors

The Council shall consist of the Mayor and the four Commissioners above specified each of whom including the Mayor shall have the right to vote on all questions coming before the Council

The Board of Education shall consist of the six School Directors and the Commissioner designated to the Department of Revenue and Finance each of whom including said Commissioner shall have the right to vote on all questions coming before the Board of Education

Candidates for Commissioner shall be designated on all official election ballots as candidates for Commissioner No 1 or No 2 or No 3 or No 4 (said numbers to be printed after the designating title Commissioner there being as many numbers from 1 up as there are Commissioners to be elected) in accordance with the declarations of candidacy which said candidates shall have filed with the City Clerk Such numerical designation on the ballot shall have no significance whatever after election and qualification of such Commissioner but shall fix the status of each such numerically designated office as a separate office for the purpose of nomination and election thereto

Candidates for School Director shall be designated on all official election ballots as candidates for School Director No. 1, or No 2 or No 3, or No 4, or No. 5, or No 6 (said numbers to be printed after the designating title "School Director," there being as many numbers from 1 up as there are School Directors to be elected) in accordance with the declarations of candidacy which said candidates shall have filed with the City Clerk. Such numerical designation on the ballot shall have no significance whatever after election and qualification of such School Director, but shall fix the status of each such numerically designated office as a separate office for the purpose of nomination and election thereto

Elected at Large.

Sec. 9 The Mayor, Auditor, Commissioners and School Directors shall be elected at the General Municipal Election on a general ticket from the City at large

Eligibility of Mayor, Auditor, and Commissioners.

Sec 10 To be eligible to the office of Mayor Auditor or Commissioner, the person must be a citizen of the United States and a qualified elector of the State of California, and shall have been a resident of the City of Oakland for four years next preceding his nomination.

Eligibility of School Directors.

Sec 11 To be eligible to the office of School Director a person must be a citizen of the United States of the age of twenty-one years and shall have been a resident of the City of Oakland for two years next preceding nomination

Vacancy in Office

Sec 12 (1) If a vacancy shall occur in the office of Mayor Auditor or Commissioner the Council shall appoint a person to fill such vacancy In each case the person so appointed shall hold office subject to the provisions of the Recall until the next General Municipal Election and his successor at such election shall be elected for the full or unexpired term as the case may be provided that if a vacancy arises by Recall without a successor being elected at the same election any appointee filling such vacancy shall be succeeded by the person elected or chosen under the provisions of Article IV of this Charter relating to the Recall

(2) If a vacancy shall occur in the office of School Director the Board of Education shall appoint a person to fill such vacancy In each case a person so appointed shall hold office subject to the provisions of the Recall until the next General Municipal Election and the successor of such appointee elected at such election shall be elected for the full or unexpired term as the case may be provided that if a vacancy arises by Recall without a successor being elected at the same election any appointee filling such vacancy shall be succeeded by the person elected or chosen under the provisions of Article IV of this Charter relating to the Recall

Vacancy—What Constitutes

Sec 13—A vacancy shall be deemed and considered to exist in any elective office when the person elected thereto fails to qualify within ten days after notice of election has been handed to him or sent by registered mail to his last known address dies resigns is recalled and removed from office ceases to be a resident of the City absents himself continuously therefrom for a period of more than thirty days without permission from the Council is convicted of a felony judicially determined to be incompetent forfeits his office under the provisions of this Charter or is removed from office by judicial proceeding

Mayor's and Auditor's Term of Office

Sec 14 The Mayor and Auditor shall each hold office for a term of four years from and after the first day of July after his election and until his successor is elected or appointed and qualified unless sooner removed from office by Recall or otherwise provided however that the term of office of the Auditor first elected under this Charter shall be for two years only

Commissioner's Term of Office

Sec 15 The Commissioners shall hold office for a term of four years from and after the first day of July after their election and until their successors are elected or appointed and qualified unless sooner removed from office by Recall or otherwise provided that the Commissioners first elected under this Charter shall at their first meeting so classify themselves by lot that two shall serve for two years and two for four years

At each General Municipal Election after the first held under this Charter there shall be elected two Commissioners

School Director's Term of Office

Sec 16 The School Directors shall hold office for a term of four years from and after the first day of July after their election and until their successors are elected or appointed and qualified unless sooner removed by Recall or otherwise provided that the School Directors first elected under this Charter shall at their first meeting so classify themselves by lot that three shall serve for two years and three for four years

At each General Municipal Election after the first held under this Charter there shall be elected three School Directors

Sec 16½ The term of each elective officer shall commence at eleven o'clock A M on the day fixed herein

Official Bonds

Sec 17—The Mayor Auditor Treasurer each Commissioner and each School Director shall before entering upon the duties of his office each give and execute to the City a bond as hereinafter provided No surety on any official bond other than lawfully authorized surety companies shall be taken unless he shall be a payer of taxes on property not exempt from execution or subject to homestead him the assessed value of which over and above all encumbrances is equal in amount to his liabilities on all bonds on which he may be surety to the City and each surety shall certify and make an affidavit (for which a form shall be printed upon said bond) signed by him that he is assessed upon the last assessment roll of the City in his own name for property in an amount greater than his liabilities on all bonds on which he is surety to the City and that the taxes on such property so assessed are not delinquent

The bond of the Mayor and of each Commissioner shall each be in the penal sum of Ten thousand (10,000) Dollars of the Auditor in the penal sum of Twenty five thousand (25,000) Dollars of the Treasurer in the penal sum of One hundred thousand (100,000) Dollars and of each School Director in the penal sum of Twenty five hundred (2500) Dollars

Every bond shall contain the condition that the principal will well truly honestly and faithfully perform the duties of his office All bonds except those of the Mayor and Auditor must be approved by the Mayor and Auditor the bond of the Mayor must be approved by the Auditor and a majority of the Council the bond of the Auditor must be approved by the Mayor and a majority of the Council

The Council may by Ordinance increase the amount of bond herein required from any officer and may require a bond to be given by any officer not herein required to give bond, and may fix its amount

When under any of the provisions of this Charter or of any Ordinance an official bond shall be required from any officer the Council or Board as the case may be may by resolution require an additional bond whenever in the opinion of such Council or Board such bond or any surety thereto becomes insufficient

The approval of the official bonds must be endorsed thereon and signed by the officer or officers approving the same All bonds when approved shall be filed with the City Clerk except the bond of the City Clerk which must be filed with the Auditor Upon the approval of a bond it must be recorded in a book entitled Record of Official Bonds kept for that purpose by the City Clerk in his office All the provisions of the law of the State relating to official bonds of City officers not inconsistent with this Charter shall be complied with

Oath of Office

Sec 18 Every officer of the City before entering upon the duties of his office shall take the following oath of office and file the same with the City Clerk

I solemnly swear (or affirm) that I will support the Constitution of the United States the Constitution of the State of California and the Charter of the City of Oakland and will truly and to the best of my ability perform the duties of the office of

(Signed)

Subscribed and sworn to before me this day of

19 .

City Clerk (or Notary Public)

Salaries

Sec 19 The Mayor shall receive an annual salary of forty two hundred (4200) dollars payable in equal monthly installments

The Auditor shall receive an annual salary of thirty-six hundred (3600) dollars payable in equal monthly installments

Each Commissioner shall receive an annual salary of thirty-six hundred (3600) dollars, payable in equal monthly installments

Each School Director other than the Commissioner of Revenue and Finance shall receive ten dollars for each regular meeting of the Board of Education which he shall attend, provided that he shall not receive more than forty (40) dollars in any one month.

Administering Oaths. Subpoenas.

Sec 20 Every elective officer, every chief official and every member of any Board provided for in this Charter shall, in all matters of or pertaining to the City or its business, have the power to administer oaths and affirmations, and every such officer and Board shall have the power to issue subpoenas to compel by subpoena the production of books papers and documents, and to take and hear testimony concerning any matter or thing pending before the Council or before any such officer or Board If any person so subpoenaed neglect or refuse to appear or to produce any book, paper or document as required by such subpoena, or shall refuse to testify before the Council or before any such officer or Board or to answer any question which any officer or a majority of such Board shall decide to be proper and pertinent, he shall be deemed in contempt, and the Council or any such officer, or any such Board shall have power to take the proceedings in that behalf provided by the general laws of the State The Chief of Police must, on request of the Council or of any such officer, or of any member of such Board detail a police officer or police officers to serve such subpoena.

ARTICLE VI.

The Mayor

The Chief Executive

Sec 21 The Mayor shall be the chief executive officer of the City and shall see that all the ordinances, resolutions and laws thereof are duly enforced He shall be charged with the general oversight of the several departments of the municipal government. He shall see that all contracts made with the City are faithfully performed

The Mayor shall with the aid of the Commissioner of Public Health and Safety take all proper measures for the preservation of public order and the suppression of riots insurrections or tumults, for which latter purpose he is authorized and empowered to use and command the police force of the City

Mayor Pro Tempore

Sec 22 During the temporary absence or disability of the Mayor the Vice President of the Council shall act as Mayor pro tempore In case of the temporary absence or disability of both Mayor and Vice President the Council shall elect one of its members to be Mayor pro tempore In case of vacancy in the office of Mayor the Vice President of the Council shall act as Mayor until such vacancy can be filled as provided in this Charter

Mayor's Reports

Sec 23 The Mayor shall annually and from time to time give the Council information relative to the affairs of the City and recommend to its consideration such matters as he may deem expedient

Mayor to Have City's Books Examined

Sec 24 The Mayor shall employ for a stipulated compensation at the beginning of each fiscal year a certified public accountant who shall examine at least twice each year the books, records and reports of the Auditor and of all officers and employes who receive or disburse City moneys and the books records and reports of such other officers and departments as the Mayor may direct and make triplicate reports thereof and present one each to the Mayor and Auditor and file one with the City Clerk Such accountant may recommend ways and means to improve the methods of keeping the books records and accounts of the City Such accountant shall have unlimited privilege of investigation to examine under oath or otherwise all officers clerks and employes of the City and every such officer clerk and employe shall give all required assistance and information to such accountant and submit to him for examination such books and papers of his office as may be requested and failure to do so shall be deemed and held to be a forfeiture of his office The Council shall provide for the payment of the services of such accountant

Supervision of Public Utility Companies

Sec 25 The Mayor shall be charged with the general supervision of all persons firms companies and corporations owning, controlling or operating public utilities in so far as they or any of them are subject to municipal control he shall keep himself fully informed as to their compliance in all respects with the law and he shall see that the provisions of all franchises permits and privileges granted by the City are faithfully observed

The Mayor shall and the Council may cause to be instituted such actions or proceedings as may be necessary to prosecute persons firms companies and corporations owning or controlling or operating public utilities for violations of law and as may be necessary to revoke cancel or annul all franchises permits and privileges that may have been granted by the City to any person firm company or corporation, which may have become forfeitable in whole or in part or which for any reason are illegal or void or voidable The City Attorney on the demand of the Mayor or of the Council must institute and prosecute the necessary actions to enforce the provisions of this section

Powers and Duties Prescribed by Ordinance

Sec 26 The Mayor shall exercise such other powers and perform such other duties as may be prescribed by law or ordinance

ARTICLE VII

Executive and Administrative Departments

The Five Municipal Departments

Sec 27 The executive and administrative powers authority and duties of the City not otherwise provided for shall be divided into five general Departments as follows

(1) Department of Public Affairs which shall be under the supervision of the Mayor

(2) Department of Revenue and Finance which shall be under the supervision of the Commissioner of Revenue and Finance

(3) Department of Public Health and Safety which shall be under the supervision of the Commissioner of Public Health and Safety

(4) Department of Public Works which shall be under the supervision of the Commissioner of Public Works

(5) Department of Streets which shall be under the supervision of the Commissioner of Streets

Council to Assign Powers and Duties

Sec 28 (1) The Council at its first regular meeting after every General Municipal Election or within ten days thereafter shall by majority vote designate and assign one of its members not the Mayor to be Commissioner of Revenue and Finance one to be Commissioner of Public Health and Safety one to be Commissioner of Public Works and one to be Commissioner of Streets Provided however if the Council be unable to agree within said ten (10) days upon such designation the Mayor shall have the authority to make such designation It is expressly provided that the number by which a Commissioner was designated upon the official ballot shall bear no relation to and shall in no manner be considered in the determination of the particular Commissionership or Department to which such Commissioner is designated and assigned

(2) The Council may change such designations and assignments except that of Department of Public Affairs by ordinance whenever it shall determine that the public service requires such change

(3) The Council shall prescribe by ordinance the powers and duties of all officers and employes where the same are not prescribed by this Charter and may prescribe for Departments officers Boards and employes powers and duties in addition to those prescribed by this Charter not inconsistent therewith (except that as to the Civil Service Board such may be done only at the request of said Board) may assign or reassign particular officers and employes to duty in more than one Department of the City Government may require an officer or employe to perform duties in two or more departments of the City Government and may make rules and regulations not in conflict with law or this Charter for the efficient and economical conduct of the business of the City

Except as in this Charter otherwise provided these several Departments shall be composed officered and organized and the persons employed therein shall be chosen as the Council may by ordinance provide and the Council must at all times keep in full force and effect Ordinances making provisions for all such matters

Department of Public Affairs

Sec 29 (1) The Department of Public Affairs shall have supervision of the relations of the City with the government of the United States the States of the Union, the County and other Municipalities and shall have supervision over all … appointed by the Mayor,

Department of Revenue and Finance.

(2) The Department of Revenue and Finance shall have supervision of all financial matters of the City, except as otherwise provided in this Charter, and shall include the office of the Treasurer

Department of Public Health and Safety

(3) The Department of Public Health and Safety shall have supervision over and shall include the Police Department, the Fire Department, the Health Department, the Electrical Department, the Municipal Employment Office, the office of License Inspector and the office of Building Inspector

Department of Public Works.

(4) The Department of Public Works shall have supervision of all buildings belonging to or used by the City except as otherwise provided in this Charter of all wharves, docks, slips, quays and water front property, belonging to or under the control of the City and of all public utilities of every kind and nature owned or operated by the City, and not in this Charter assigned to another Department such supervision shall include supervision of construction, maintenance repair and operation.

Department of Streets.

(5) The Department of Streets shall have supervision over all the streets of the City, except where the same may constitute a part of any wharf, dock slip or quay belonging to or under the control of the City shall have the supervision of all work done on, in or under the streets except as aforesaid, whether in the nature of construction maintenance or repair and of all pipes conduits tunnels and other installation placed under the streets and of all tracks poles and other installation placed on or above the streets Any quarry or quarries and any plant or plants for the production making or assembling of asphalt or of any substance or material for use in the building, maintenance or repair of streets operated by the City shall be under the supervision of and be conducted by said Department

The Chief Officials—General

Sec 30 (1) The chief officials of the City shall be a City Attorney a Treasurer who shall be ex officio Tax Collector, a City Clerk a City Engineer a Chief of Police a Chief of the Fire Department a Street Superintendent a Health Officer and a Superintendent of the Electrical Department The Council shall by ordinance prescribe the duties of all the Chief officials and no enumeration in this Charter of the duties of any chief official shall be construed as limiting the power of the Council to impose on him other duties not inconsistent with this Charter The Council at any time by an affirmative vote of four members may consolidate and place in charge of one such chief official the functions and duties of two or more such chief officials The Council shall have the power by the affirmative vote of three (3) members to remove from office any of the chief officials of the City

The appointment of every Chief Official not appointed by the Council shall be subject to confirmation by the Council

The City Attorney

(2) The City Attorney shall be appointed by the Council He must be at the time of his appointment a citizen of the United States and qualified to practice in all the Courts of this State and he must have been so qualified and have been a resident of the City of Oakland for five years next preceding his appointment.

He shall prosecute and defend for the City all actions at law or in equity and all special proceedings for or against the City and shall represent the City in all other actions or proceedings in which the rights and interests of the City are concerned and whenever any cause of action in law or in equity or by special proceeding exists in favor of the City he shall commence the same when directed to do so by the Mayor or by the Council He shall give legal advice in writing to all officers and Boards named in this Charter when requested in writing so to do by them or any of them upon questions arising in their separate departments involving the rights or liabilities of the City The form and legality of all contracts made by the City or by any officer or Board thereof shall be submitted to and passed on by the City Attorney before execution He shall not settle or dismiss any litigation for or against the City under his control unless upon his written recommendation he is ordered so to do by the Council

He shall keep on file in his office all written opinions given by him to any officer Board or Department the briefs and transcripts used in causes where he appears and bound books of record and registry of all actions or proceedings under his charge in which the City is interested

He shall deliver all books and records, reports documents papers statutes law books and property of every description in his possession belonging to his office or to the City to his successor in office who shall give him duplicate receipts therefor one of which he shall file with the Auditor

The Treasurer and Ex officio Tax Collector

(3) The Treasurer shall be assigned to the Department of Revenue and Finance and shall be appointed by the Commissioner of Revenue and Finance

The Treasurer shall be ex officio Tax Collector As Tax Collector he shall perform the duties in this Charter and by the general laws of the State provided As Treasurer he shall receive and pay out all moneys belonging to the City and all other moneys provided to be paid into the Treasury by this Charter and shall keep an account of all receipts and expenditures under such rules and regulations as may be provided by ordinance or the provisions of this Charter

The Treasurer shall not receive any moneys unless the payment of the same is accompanied by the certificate of the Auditor stating the amount of the same to what fund applicable and by whom to be paid

For all moneys received the Treasurer shall give a duplicate receipt, one of which shall be countersigned by the Auditor before delivery to the party making payment and the other shall be delivered to and retained by the Auditor

The Treasurer shall not pay out any money belonging to the City except upon claims presented allowed and audited in the manner provided by this Charter

The Treasurer shall make monthly statements to the Council of the receipts and expenditures of the preceding month

At no time shall the weekly balance in the vaults of the Treasury exceed the sum of twenty thousand (20,000) dollars provided that applications are on file with the Treasurer from a bank or banks in the City of Oakland for the deposit of City money in accordance with the laws of the state

The Treasurer shall perform such other duties as may be designated by ordinance or the provisions of this Charter

The City Clerk

(4) The City Clerk shall be appointed by the Council He shall be Clerk of the Council He shall be custodian of all deeds and of all other evidences of the title to property of the City He shall deliver all such deeds and other evidences of title to his successor in office who shall give him duplicate receipts therefor one of which he shall file with the Auditor

The City Engineer

(5) The City Engineer shall be assigned to the Department of Public Works and shall be appointed by the Commissioner of Public Works He shall be a civil engineer of not less than five years practical experience as such He shall possess the same power in the City in making surveys plats and certificates as is given by law to City Engineers or to County Surveyors and his official acts and all plats surveys and certificates made by him shall have the same validity and be of the same force and effect as are given by law to those of City Engineers or County Surveyors He shall be the custodian of and responsible for all maps plans profiles field notes and other records and memoranda belonging to the City pertaining to his office and the work thereof all of which he shall keep in proper order and condition with full indexes thereof and shall turn over the same to his successor who shall give him duplicate receipts therefor one of which he shall file with the Auditor

All maps plans profiles field notes estimates and other memoranda of surveys and other professional work made or done by him or under his direction or control during his term of office shall be the property of the City

Police and Fire Chiefs and Health Officer

(6) The Chief of Police the Chief of the Fire Department and the Health Officer shall be assigned to the Department of Public Health and Safety and shall be appointed by the Commissioner of Public Health and Safety

Superintendent of Streets

(7) The Superintendent of Streets and the Assistant Superintendent of Streets shall be assigned to the Department of Streets and shall be appointed by the Commissioner of Streets

During the absence or disability of the Superintendent of Streets the Assistant Superintendent of Streets shall act as Superintendent of Streets pro tempore and shall have his powers and duties

The Superintendent of Streets shall be a civil engineer of at least five years' practical experience as such.

Superintendent of Electrical Department

(8) The Superintendent of the Electrical Department shall be assigned to the Department of Public Health and Safety and shall be appointed by the Commissioner of Public Health and Safety

Subordinate Officers and Employees.

Sec. 31 The Council shall have the power by ordinance to create, consolidate and discontinue offices, deputyships, assistantships and employments other than those prescribed in this Charter The Council shall also have the power, except as otherwise provided in this Charter, to prescribe the methods by which such offices deputyships, assistantships and employments shall be filled and the duties pertaining thereto, and also the method by which any such office, deputyship assistantship or employment shall be declared vacant and the holder thereof removed therefrom

Compensation of Officers and Employees.

Sec 32 The compensation of all City officers officials or employees not fixed in this Charter shall be fixed by the Council except where this Charter provides that such officials or employees shall receive no compensation or that their compensation shall be fixed by a person, board or body other than the Council No officer official or employee of the City shall receive from any source any fee perquisite emolument, reward or compensation other than the compensation provided for in this Charter or by the Council All fees collected by any officer official or employee of the City shall be paid by him into the City Treasury

Pension for Superannuated Employees

Sec 33 Whenever any employee of the City of Oakland except a member of the Police or Fire Department shall have been continuously employed in the service of the City for a period of twenty-five years and shall have attained the age of sixty five years the Council shall have the power upon the unanimous recommendation of the Civil Service Board to retire said person and shall have the power to order to be paid to said person so retired a pension during the remainder of his life Said pension shall not exceed a sum equal to one-half of the salary paid to said employee at the time of his retirement

Reports of Departments

Sec 34 The Mayor and Commissioners comprising the Council the Auditor the Treasurer the Chief of Police the Chief of the Fire Department the Board of Library Directors the Board of Park Directors the Board of Playground Directors the Health Officer and all other officers officials and boards shall each of them render annually or oftener if required by the Council a full and complete written report of the business transacted by each of them and their subordinates subsequent to the rendering of their last previous report together with comments on and recommendations for the betterment of the work of their offices Such reports shall be filed with the City Clerk The Council shall have the power to order such of said reports printed in pamphlet form as it may deem advisable to be so printed

Commissioners to Hold No Other Office

Sec 35 No Commissioner shall hold any other municipal office or any other office or employment the compensation for which is paid out of any City moneys or be appointed or elected to any office created by the Council or the compensation of which is increased by the Council while he is a member thereof until at least one year shall have expired after the expiration of the term for which he was elected

Officers Not to Be Interested in Contracts or Franchises

Sec 36 No officer or employee shall as agent attorney or otherwise be directly or indirectly interested in any contract work or business of the City or in the sale of any article the expense price or consideration of which is paid from the treasury or by assessment levied by Municipal authority nor in the purchase or lease of any real estate or other property belonging to the City or which shall be sold for taxes or assessments or by virtue of legal process at the suit of the City No officer or employee except call men or extra men employed in the Fire Department of the City shall be in the employ of any public service corporation in the City

Any violation of the provisions of this section shall be cause for removal from office

The Council shall enforce the provisions of this section by appropriate legislation

Payment of Debts

Section 36 1/2 Failure of any employee to promptly pay any legal indebtedness for the necessaries of life contracted by him while in the service of the city shall be ground for his removal from such employment

No Officer to Direct Subordinate to Do Other Than Official Service

Sec 37 No officer or employee of the City of Oakland shall detail or cause any officer employee or subordinate officer of the City of Oakland or any part thereof to do or perform any service or work outside of his public service work or employment and any violation of this section shall constitute a misdemeanor punishable by a fine of not more than Five Hundred Dollars, or by imprisonment for not more than six months

City Officers and Employees Not to Hold Other Public Offices of Profit

Sec 38 No person holding any office position or employment under the City government shall be eligible to or hold any other elective or appointive office under the government of the City of Oakland And no person holding any office position or employment under the City Government carrying with it a salary or emoluments of more than fifty (50) dollars per month paid out of any money of the City shall hold any such position under the City government while holding any office or position of profit under the government of this State of any other State of the United States or of any other nation government or country The Council shall pass such ordinances or resolutions as may be necessary to carry out the provisions hereof

ARTICLE VIII

The Council

The Council the Governing Body

Sec 39 The Council shall be the governing body of the Municipality It shall exercise the corporate powers of the City and subject to the express limitations of this Charter shall be vested with all powers of legislation in municipal affairs adequate to a complete system of local government consistent with the Constitution of the State

President and Vice President

Sec 40 The Mayor shall be President of the Council and shall preside at its meetings when present The Council shall elect one of its number to be Vice President

Meetings of the Council

Sec 41 At eleven o'clock a m on the first day of July following the canvass of the General Municipal Election the Council shall meet at which time the newly elected Commissioners shall assume the duties of their office The Council shall meet in regular session every day (Saturdays Sundays and legal holidays excepted) at 11 o'clock a m

Special meetings of the Council may be held at any time on the written request of any two Commissioners filed with the City Clerk provided that the said written request for said special meeting shall set forth the object of the special meeting The said Clerk shall give reasonable notice to each Commissioner of the time of said special meeting and the object thereof and at said special meeting no other business shall be transacted than that specified in the said written request

Executive sessions of the Council may be held at any time provided that no executive session shall be held with any other person present than an elected or appointed officer of the City

Office Hours

Sec 42 Each Commissioner shall have an office at the City Hall set apart and furnished by the City and he shall be in his said office where he can be interviewed by citizens or persons having business to transact with the City between the hours of 10 o'clock a. m. and o'clock a m except when prevented by sickness or other good cause or except when absent by permission of the Council daily (Saturdays Sundays and legal holidays excepted)

Meetings to Be Public

Sec 43 All sessions of the Council whether regular or special at which any official action is taken shall be open to the public

Quorum

Sec 44 A majority of the members of the Council shall constitute a quorum for the transaction of business

Rules of Proceeding

Sec 45 The Council shall establish rules for its proceedings

Ordinances and Resolutions

Sec 46 (1) The Council shall act only by ordinance or resolution

Ayes and Noes

(2) The Council shall pass ordinances and resolutions only by taking the ayes and noes which shall be entered in its minute book Upon the demand of any member the ayes and noes shall be taken and recorded on any motion. All votes of the Council on appointments or declaring positions vacant shall be by ayes and noes, and recorded.

Majority Vote of Council.

(3) No ordinance or resolution shall be passed or become effective without receiving the affirmative votes of at least three members of the Council.

Subject of Title

(4) Every ordinance or resolution, except an ordinance making appropriations shall be confined to one subject, which shall be clearly expressed in the title and every ordinance making appropriations shall be confined to the subject of appropriations, and shall contain only one such appropriation If any subject shall be embraced in an ordinance which shall not be expressed in its title, such ordinance shall be void only as to so much thereof as shall not be expressed in its title

Enacting Clause of Ordinances.

(5) The enacting clause of all ordinances passed by the Council shall be substantially in these words Be it ordained by the Council of the City of Oakland as follows

Requirements of an Ordinance.

(6) To constitute an ordinance a bill must before final action thereon, be passed to print and published with the ayes and noes for two days and in case of any amendment being made thereto before the final adoption of the ordinance must, in like manner be republished as amended for not less than one day

No ordinance shall be finally passed by the Council until it has been read in open Council three times and printed as provided in the Charter Between the second and third readings at least one week shall elapse All ordinances shall be printed as provided in this Charter after having been read in the Council the second time Whenever and as often as any ordinance under consideration by the Council shall be amended the said ordinance as amended shall be considered to have been read only once and shall be read a second time passed to print and read a third time before being finally passed

Ordinances Required in Certain Cases

(7) No action providing for any specific improvements for the appropriation, acquisition transfer sale or lease of public property for the levying of any tax or assessment for establishing or changing fire limits or for the imposing of any penalty shall be taken and no franchise shall be granted except by ordinance provided that such exceptions be observed as may be called for in cases where the Council takes action in pursuance of a general law of the State

All appropriations of money by the Council shall be by ordinance provided that appropriations or sums less than Five Hundred (500) Dollars may be made by resolution on which a vote by ayes and noes shall be taken and recorded provided further that four affirmative votes shall be required to pass such resolution provided further that only one such resolution shall be passed appropriating money directly or indirectly, for any one purpose or object, or for any two or more purposes or objects directly or indirectly related to each other or which may be directly or indirectly parts of the same general or particular scheme or proposition.

Reconsideration

(8) When any bill is put upon its final passage and fails to pass and a motion is made to reconsider the vote upon such motion shall not be taken except at a meeting of the Council held not less than one week after the meeting at which such motion was made

Signing and Attesting

(9) The City Clerk shall, with the Mayor sign and attest all ordinances and resolutions

Revision and Amendment

(10) No ordinance shall be amended or changed except by ordinance. And the section or sections which it is proposed to alter shall be printed in full together with the section or sections which it is proposed to adopt

Ordinances Granting Franchises.

(11) No bill for the grant of any franchise shall be put upon its final passage within thirty days after its introduction, and no franchise shall be renewed before two years prior to its expiration.

Record of City Ordinances

(12) A true and correct copy of all ordinances shall be kept and certified to by the City Clerk in a book marked City Ordinances which book shall be indexed as to each ordinance. Such record copy with such certificate or the original ordinance shall be prima facie evidence of the contents of the ordinance and of the due passage and publication of the same and shall be admissable as such in any court or proceeding Such records shall not be filed in any case but shall be returned to the custody of the City Clerk Nothing herein contained shall be construed to prevent the proof of the passage and publication of an ordinance in the usual way

Protection of Absent Commissioner

Sec 47 No final action shall be taken in any matter concerning the special Department of any absent Commissioner unless such business has been made a special order of the day by action at a previous meeting of the Council at which such Commissioner was present, or such action is taken at a regular meeting of the Council.

Publication of Charter and Ordinances.

Sec 48 The Council during the first year after its organization under this Charter and from time to time thereafter shall cause all ordinances at such time in force to be classified under appropriate heads and together with or separately from the Charter of the City and such provisions of the Constitution and laws of the State as the Council may deem expedient to be published in book form The Council shall, as soon as convenient cause the Ordinances of the City to be codified in two classes, civil and criminal

ARTICLE IX

Powers of the City and of the Council

General Powers of the City

Sec 49 Without denial or disparagement of other powers now held by or that may hereafter be given to the City under or by the Constitution or the laws of the State the City of Oakland shall have power

Seal

(1) To make have and use a corporate seal and to alter the same at pleasure,

To Sue and Be Sued

(2) To sue and be sued in all actions and proceedings whatever,

To Receive Gifts

(3) To receive bequests gifts and donations of all kind of property in fee simple or in trust for public charitable or other purposes and to do all things and acts necessary to carry out the purpose or purposes of such gifts bequests and donations with power to manage sell lease or otherwise handle or dispose of the same in accordance with the terms of the gift bequest or donation

To Acquire Property

(4) To acquire by purchase, condemnation or otherwise, take hold lease sell grant convey and incumber such real and personal or mixed property or interest therein whether located within or without the limits of the City as may be necessary or convenient for the purposes of the City

Public Buildings Works and Institutions

(5) To acquire by purchase condemnation or otherwise and to construct establish maintain equip own and operate libraries reading rooms art galleries museums schools kindergartens parks playgrounds places of recreation fountains baths public toilets markets market houses abattoirs dispensaries infirmaries hospital free municipal employment offices charitable institutions jails houses of correction and farm schools work houses detention houses morgues cemeteries crematories garbage collection garbage disposal and garbage reduction works street cleaning and street sprinkling plants and apparatus quarries plants for the production making or assembling of asphalt or of any other substance or material for use in the building maintenance or repair of streets plants appliances and equipment for the construction maintenance and repair of wharves docks slips and quays and for the maintenance of proper depths of water on and along the water front of the City including pile drivers dredging machines scows tugs and suitable machinery wharves, docks, waterways canals and all other public buildings places works and institutions

Belt Railway

(6) To construct or to acquire by purchase and to maintain and operate belt lines of railroad along the water front or elsewhere within the City with the necessary spur and connections for the purpose of connecting warehouses manufactories or other business industries and enterprises with each other and with any other railroad or railroads which do now or may hereafter enter the City and to connect such lines of railroad with each other and to connect such warehouses manufactories or enterprises and railroads with docks and slips and to connect docks and ships with each other

Waterfront and Wharves.

(7) To improve keep in repair and control the water front of the City to fix the rates of wharfage dockage and tolls and provide for the collection thereof to license regulate and control, or restrain the landing anchorage and moorage of steamboats, sailing vessels, rafts, tug boats and all other water craft within the jurisdiction of the City

To deepen widen, dock, cover wall, alter or change the channels of waterways and courses and to provide for the construction and maintenance of all such works as may be required for the accommodation of commerce including canals, ferries slips, public landing places, wharves docks and levees and including the acquiring and maintenance of machinery and other appliances for the expeditious and economical handling of merchandise and to control and regulate the use thereof

Water, Light, Heat and Power.

(8) To provide for supplying the City and its inhabitants with water gas electricity or either or any thereof, or with any other means of heat illumination, power or refrigeration, and to acquire by purchase, condemnation, construction, lease or otherwise, and to establish, maintain, equip, own and operate plants and equipments for the production and management or distribution of gas, electricity, heat, refrigeration or power in any of their forms, by pipes, wire or other means

Tunnels and Conduits.

(9) To acquire by purchase, condemnation, construction, lease or otherwise, and to establish maintain equip and operate tunnels and conduits through or under any street, right of way or other public property and to lease or rent the use of such tunnels and conduits, provided however, that the exclusive use of any tunnel or conduit shall never be leased or rented to any one person, firm or corporation

Telephone Telegraph and Transportation.

(10) To acquire by purchase, condemnation construction lease or otherwise and to establish maintain equip, own and operate telephone and telegraph systems railways and ferries and transportation service of any kind, when not contrary to the general law

Sale of Products of Public Utilities.

(11) To sell within or without the City gas, water, electric current and any form of light heat or power and all products of, or service by any public utility conducted or operated by the City

Lease of Public Utilities

(12) To lease to persons firms or corporations for the purpose of maintenance and operation or use, any public utility owned or controlled by the City provided that such leases shall be made only by Ordinance to the highest bidder and for a period not to exceed ten years

Joint Ownership of Water Supply.

(13) To join with one or more cities incorporated under the Constitution and laws of the State in order to acquire and develop jointly a source or sources of water supply for municipal and domestic purposes and to construct the works necessary for their joint and several purposes and needs, and to unite with such cities in bond issues therefor, as may be provided for by the laws of this State

Borrowing Money, Bonds, General.

(14) To borrow money for any of the purposes for which the City is authorized to provide and for carrying out any of the powers which the City is authorized to enjoy and exercise and to issue bonds therefor provided, that in the procedure for the creation of such bonded indebtedness and for the issuance of such bonds the general laws of the State of California in force at the time such proceedings are taken shall be observed and followed

Borrowing Money, Bonds, Special.

(15) To borrow money for any or all of the following specified purposes:

To improve and keep in repair the water front of the City to deepen, widen dock, cover wall alter or change the channels of water ways and courses and to provide for the construction and maintenance of all such works as may be required for the accommodation of commerce, including canals ferries slips, public landing places wharves docks and levees, and including the acquiring and maintenance of machinery and other appliances for the expeditious and economical handling of merchandise, to acquire by purchase condemnation or otherwise and to construct establish and maintain plants, appliances and equipment for the construction maintenance and repair of wharves, docks slips and quays and for the maintenance of proper depths of water on and along the water front, including pile drivers dredging machines scows, docks and suitable machinery to construct or acquire by purchase and to maintain and operate belt lines of railroads as provided for in subdivision six (6) hereof and to issue as security for the money so borrowed bonds of the City and to provide for the payment of the principal and interest thereof out of the revenues from any or all of the properties in this subdivision mentioned provided that in the procedure for the creation of such bonded indebtedness and for the issuance of such bonds the general laws of the State of California in force at the time such proceedings are taken, shall be observed and followed, so far as applicable

Direct Legislation By People.

Sec 50 The electors of the City shall have power through the initiative and otherwise as provided by this Charter, to enact appropriate legislation to carry out and enforce any of the above general powers of the City or any of the specified powers of the Council.

Powers of the Council.

Sec 51 Except as herein otherwise expressly provided the Council shall exercise all the general powers of the City herein set forth and all powers now held by or that may hereafter be given to the City under the Constitution or the laws of the State but only in the manner and under the conditions of this Charter, and subject to all the provisions thereof

In addition to all such powers, the Council subject to the provisions and restrictions of this Charter, shall have power

Local Laws

(1) To make and enforce local, police, sanitary and other laws and regulations.

Violation of Charter and Ordinances

(2) To prescribe fines forfeitures and penalties for the violation of any provision of this Charter or of any Ordinance but no penalty shall exceed five hundred (500) dollars or six months' imprisonment or both.

Nuisances

(3) To declare what shall constitute a nuisance and to provide for the summary abatement of the same at the expense of the person or persons creating, causing committing or maintaining such nuisances or otherwise.

Rewards

(4) To offer rewards not exceeding two hundred and fifty (250) dollars in any one instance for the apprehension and conviction of any person who commits a felony in the City, and to authorize the payment thereof

Police and Fire Department.

(5) To organize provide, maintain and operate police and fire departments, erect necessary buildings and acquire all implements and apparatus necessary therefor subject to the provisions of this Charter

Police and Fire Alarm Systems.

(6) To establish, operate and maintain a fire alarm and police telegraph or telephone system and maintain and control the same

Explosives

(7) To regulate or prohibit the manufacture keeping storage and use of powder dynamite guncotton nitroglycerine fireworks and other explosive materials and substances

Inflammable Materials.

(8) To regulate the storage of hay, straw gasoline benzine oil and other inflammable and combustible materials.

Engines and Boilers

(9) To regulate the use of steam engines gas engines steam boilers electric motors and all other means of generating heat or power and to prohibit their use in such localities as in the judgment of the Council would endanger public health safety or comfort.

Fire Limits

(10) To prescribe fire limits and determine the character and height of buildings that may be erected therein and the nature of the materials to be used in the construction, alteration or repair of such buildings or in the repair or alteration of existing buildings within such fire limits

Building Regulations.

(11) To regulate the construction of and the materials used in all buildings, chimneys stacks scaffolding staging and false work and other structures to prevent the erection and maintenance of insecure or unsafe buildings walls chimneys stacks or other structures and to provide for their summary abatement or destruction to regulate the materials used in and the method of construction, of foundations and foundation walls, the manner of construction and location of drains and sewers the materials used in wiring buildings or other structures for the use of electricity for lighting power heat or other purposes and materials used for piping buildings or other structures for the purpose of supplying the same with water, steam oil or gas and the manner of so doing to prohibit the construction of buildings and structures which do not conform to such regulations.

Fire Escapes

(12) To require the owners and lessees of buildings or other structures to place on them or in them fire escapes

to cause the removal of dangerous chimneys, fireplaces, hearths, stoves, stove pipes, ovens, boilers, apparatus and machinery used in any building in the City; to regulate the carrying on of manufactories liable to cause fire; to prevent the depositing of ashes, the accumulation of shavings, rubbish, or any combustible or explosive material in unsafe places, and to make other provisions to guard against fires.

Provisions for Safety in Theaters, Halls, Etc.

(14) To regulate the size and construction of the entrances to and exits from all theaters, lecture rooms, halls, schools, churches, and other places for public gatherings of every kind and to prevent the placing of seats, chairs, benches or other obstructions in the hallways, aisles or open places therein, and to regulate the size and position of aisles, open places, stairways and exits in such theaters, lecture rooms, halls, schools, churches and other places for public gatherings of any kind.

Provision for Safety in Streets.

(15) To regulate the speed of railroad trains, engines and cars, street, interurban and other railroad cars in or passing through the City, and to require persons, firms or corporations operating street, interurban or other railroads in the City to station flagmen, place gates or other safety devices and construct and use bridges, viaducts, tunnels or subways at street crossings and at railroad crossings as the Council may deem proper. To require street cars and local trains to be provided with fenders or other appliances for the better protection of the public. To prohibit the making up of railroad trains on any of the streets, street crossings or street intersections of the City. To regulate the speed with and the manner in which persons may ride or drive or propel bicycles, automobiles or other vehicles along or upon any of the streets or highways of the City.

Improper Use of Streets.

(16) To regulate or prohibit the exhibition, posting, or carrying of banners, placards, posters, cards, pictures, signs or advertisements in or on the street, or on or upon buildings, fences, billboards or other structures, or on or upon any pole in any sidewalk, alley, street, lane, court, park or other public place; to regulate or prohibit the suspension of banners, flags, signs, advertisements, posters, pictures or cards across or over any sidewalk, alley, street, lane, court, park, or other public place, or such suspension from fences, poles, houses, or other structures; to regulate or prohibit traffic, business, peddling or selling of goods, wares, merchandise, or other things in or upon any sidewalk, street, alley, lane, court, park or other public place; to regulate or prohibit the flying of kites in or from any sidewalk, alley, street, lane, court, park or other public place; to prohibit and prevent encroachments upon or obstruction in or to any sidewalk, street, alley, lane, court, park or other public place, and to provide for the removal of such encroachment or obstruction.

To regulate all public meetings and gatherings, parades and processions in the streets or parks, and to determine what public meetings, gatherings, parades or processions upon the streets or parks shall be unlawful and to declare the same nuisances.

Shade Trees.

(17) To provide for the planting, maintenance or care of shade and ornamental trees in streets and other public places, and for the removal of unsightly and dead trees therefrom; and to make the cost thereof a lien and charge upon the abutting property, and to make provision for the enforcement of such lien.

Clearing of Sidewalks.

(18) To require the owners of real property in the City to remove grass, weeds, rubbish or obstructions from the public sidewalks in front of their property, and, upon their default, to cause such work to be done and the cost thereof to be made a lien and charge upon such property, and to make provision for the enforcement of such lien.

Sewer and Other Connections.

(19) To require the owners of real property fronting upon any street, lane, alley or other public place, in which there are sewers, water or gas mains or other mains or conduits, to connect therewith their several premises (allowing not more than fifty feet of frontage to any premises), before such street, lane, alley or other public place, or the portion thereof upon which such property fronts, is paved or otherwise improved, and upon their default, to cause such connections to be made and to make the cost thereof a lien and charge upon the property so connected, and to make provision for the enforcement of such lien.

General Regulations of Streets.

(20) Except as otherwise provided in this Charter, or in the Constitution of the State of California, to regulate and control, for any and every purpose, the use of the streets, lanes, alleys, courts and sidewalks, and other public places of the City.

Billboards and Signs.

(21) To regulate, license or prohibit the construction and use of billboards, signs and fences.

Animals.

(22) To regulate and prevent the running at large of any animals, to provide for the destruction of vicious dogs, to require the payment of license fees by the owners or persons having possession of dogs, and to establish and maintain a pound and authorize the destruction or other disposition of any animals running at large.

Cruelty to Animals.

(23) To prohibit and punish cruelty to animals, and to require the places where they are kept to be maintained in a clean and healthful condition.

Preservation of Health.

(24) To make all regulations which may be necessary and expedient for the preservation of health and the suppression of disease; to make regulations to prevent the introduction of contagious, malignant, infectious or other diseases into the City; to make quarantine laws and regulations; to regulate, control and prevent the entry into the City of persons, baggage, merchandise or other property infected with contagious disease, or coming from places where infectious or contagious diseases are epidemic or endemic.

Dangerous and Offensive Occupations; Disagreeable Noises.

(25) To regulate or prohibit the operation of all manufactories, occupations, businesses or trades which may be of such a nature as to affect the public health, safety or comfort or good order of the City or disturb the public peace, or which may be offensive or dangerous to the inhabitants residing in the vicinity, and to provide for the punishment of all persons violating such regulations and the punishment of all persons who knowingly permit the same to be violated in any building or upon any premises owned or controlled by them; to pass ordinances for the regulation and suppression of disagreeable, offensive or injurious noises or odors.

Inspection of Food Products.

(26) To provide for and regulate the inspection of meats, poultry, fish, game, bread, butter, cheese, lard, eggs, vegetables, breadstuffs, milk and other food products, manufactured, produced or offered for sale in the City, and to provide for the taking and summarily destroying of any such products as are unsound, spoiled, adulterated, or unwholesome, and to regulate and prevent bringing into the City or having or keeping within the City any such unsound, spoiled, adulterated or unwholesome products.

Dairies.

(27) To provide for and regulate the inspection of all dairies that offer for sale or sell any of their products in the City.

Lodging, Tenement and Apartment Houses.

(28) To regulate lodging, tenement and apartment houses and to prevent the overcrowding of the same and to require that they be put and kept in proper sanitary condition.

Sewer Connections.

(29) To regulate or prohibit the construction, repair or use of sewers, sinks, gutters, wells, cesspools, and vaults, and to compel the draining, cleaning, or emptying of the same, and to designate the time and manner in which the work of draining cleaning or emptying of the same shall be done.

Garbage.

(30) To provide for the collection and disposal of garbage, ashes, animal and vegetable refuse, dead animals, animal offal, rubbish and waste matter.

Licensing Businesses.

(31) To license for purposes of regulation or revenue all and every kind of business not prohibited by law; to fix the rates of licenses upon the same, and to provide for the collection thereof by suit or otherwise; provided, however, that no such license shall be granted for the sale or giving away of spirituous, malt, vinous or alcoholic liquors in a saloon or public bar located within three hundred (300) feet of any church building or synagogue in use as a place of public worship, public school or public library; but such prohibition as to

effect.

Regulation of Public Vehicles.

(32) To establish stands for hacks, public carriages, automobiles, express wagons, and other public vehicles for hire, and regulate the charges of such hacks, public carriages, automobiles, express wagons and other public vehicles, and to require schedules of such charges to be conspicuously posted in or upon such public vehicles, and to provide penalties for collecting of charges in excess of such schedules.

Weights and Measures.

(33) To provide for the inspection and sealing of all weights and measures used in the City, and to enforce the keeping and use by dealers of proper and correct weights and measures duly tested and sealed.

Public Shows. Gambling.

(34) To license, regulate, restrain or prohibit all exhibitions, public shows, games and amusements; to prevent and prohibit all descriptions of gambling or fraudulent devices and practices, all playing of cards, dice or other games of chance for the purpose of gambling, the keeping or operating of card machines, slot machines or other contrivances upon or into which money is staked, hazarded, deposited or paid upon chance, and the selling of pools on races, and to authorize the confiscation and destruction of all instruments used for the purpose of gambling.

Public Order and Decency.

(35) To restrain and punish vagrants, mendicants, lewd persons and prostitutes; to prevent and punish drunkenness, prize fights, vagrancy, mendicancy, prostitution, and all offensive, immoral, indecent and disorderly conduct and practices in the City.

Taxation.

(36) To levy and collect taxes upon all the real and personal property within the City, subject to the limitations elsewhere in this Charter provided.

Erroneously Collected Taxes.

(37) To order the repaying by the Treasurer of any taxes, percentages or costs erroneously or illegally collected.

Fees.

(38) To fix the fees and charges for all official services not otherwise provided for in this Charter.

Mayor's Urgency Fund.

(39) To provide an urgent necessity fund not exceeding five hundred dollars a year, to be expended by or under the direction of the Mayor.

Public Entertainments.

(40) To appropriate and spend money from the funds of the City for any or all of the following purposes:

(a) Reception and entertainment of public guests;

(b) Assistance of public celebrations held by the City at large;

(c) To aid in or carry on the work of inducing immigration to the City;

(d) To exhibit manufactured and other products of the City;

(e) Generally for the purpose of advertising the City.

Provided, however, that the aggregate expenditures for all of said purposes shall not exceed in any fiscal year the sum of two and one-half (2½) cents on each one hundred (100) dollars valuation of the assessable property of the City of Oakland.

Lease of Lands Owned by the City.

(41) To provide for the lease of any lands now or hereafter owned by the City, but all leases shall be made at public auction to the highest responsible bidder at the highest rent, after publication of notice thereof for five days, stating explicitly the time and conditions of the proposed lease; provided, that no such lease shall be for a period of more than twenty-five years, and provided, that the Council may in its discretion reject any and all bids.

Purchase of Property Under Execution.

(42) To provide for the purchase of property levied upon or under execution in favor of the City, but the amount bid on such purchase shall not exceed the amount of judgment and costs.

Sale of Useless Personal Property.

(43) To provide for the sale at public auction, after advertising for five days, of personal property unfit or unnecessary for the use of the City.

Trusts.

(44) To provide for the execution of all trusts confided to the City.

Street Grades.

(45) To establish or change the grade of any street or public place.

Street Work.

(46) To order the whole or any part of any street, avenue, lane, alley, court or public place within the City of Oakland to be graded or regraded to the official grade, planked or replanked, paved or repaved, macadamized or remacadamized, graveled or re-graveled, piled or re-piled, capped or re-capped, sewered or re-sewered, and to order sidewalks, manholes, culverts, cesspools, gutters, tunnels, curbing and crosswalks to be constructed therein or thereon, and to order breakwaters, levees or walls of rock or other material to protect the same and also any other work or improvement therein or thereon; to provide for the care of shade trees planted therein or thereon, and to cause shade trees to be planted, set out and cultivated therein or thereon and also to order drainage or sanitary sewers or storm water sewers to be constructed on or through private property.

Whenever, in the judgment of the Council, the cost and expense of any of the foregoing improvements should be paid by special assessments on private property, the general laws of the State of California in force at the time of the improvement shall govern and control, and all proceedings shall be in conformity thereto.

Street Opening.

(47) To order the opening, extending, widening, straightening or closing of any street, lane, alley, court, or public place within the City or over tide lands or lands within the City covered by the waters of the Estuary of San Antonio or of any Bay, and to condemn and acquire any and all property necesssary or convenient for that purpose.

Whenever, in the judgment of the Council the cost and expense of any of the foregoing improvements should be paid by special assessment on private property, the general laws of the State of California in force at the time of the improvement shall govern and control and all proceedings shall be in conformity thereto, except that no commissioner, secretary or attorney shall be appointed, and that all the duties imposed on commissioners, secretaries and attorneys under the general law shall be performed under the direction of the Commissioner of Streets and the City Attorney of the City, neither of whom shall receive compensation therefor, provided that nothing contained in this subdivision shall be construed as affecting any pending proceeding.

To make provision for the deposit with the Treasurer, by any person, firm or corporation desiring to open any sidewalk, street, alley, lane, court, park or other public place, for the purpose of laying or removing any pipe, wire, conduit, sewer or other structure therein, of moneys sufficient to cover the cost of refilling and covering such opening and restoring the sidewalk, street, lane, alley, court, park or other public place to the condition in which it was before such opening was made, and to provide for the doing of such work at the expense of the person, firm or corporation making such opening, such expense to be paid out of such deposit.

Light and Water.

(48) To provide for the lighting of the streets, highways, public places, and public buildings and for supplying the City with water for municipal and other purposes.

Boulevards.

(49) To set apart as a boulevard or boulevards any street or streets over which there is no existing franchise for any railroad, interurban, suburban or street railway and to regulate and prevent heavy teaming thereon; and when any such street shall have been set aside as a boulevard, no franchise for any railroad, interurban, suburban or street railway or street railway of any kind shall be granted upon such boulevard and no railroad track of any kind shall ever be laid thereon, unless an ordinance to that effect shall have been duly passed by vote of the electors, as provided in this Charter.

Closed or Abandoned Streets.

(50) Whenever any street or portion of a street shall be abandoned or closed by ordinance, to convey by deed such street or portion of street so abandoned or closed, to the owners of the lands adjacent thereto in such wise as the Council shall deem that equity requires. But the Council shall have no power to convey by deed or otherwise without adequate compensation any street or portion of a street which shall have been acquired by the City by deed from any person or persons whatever. And this section shall not be construed as empowering or authorizing the Council to close any street or portion thereof merely by the consent of owners of lands adjacent thereto and when the public convenience does not so require.

thereafter, the rates of compensation to be collected by any person, firm or corporation in the City, for the use of water, heat, light, power or telephone service, supplied to the City or to the inhabitants thereof, and to prescribe the character and quality of the service.

Rates to be Uniform.

(52) It is hereby provided that in fixing the rates charged by all such persons, firms or corporations, supplying water, heat, light, power or telephone service to the City or to the inhabitants thereof, the Council may classify the customers of such persons, firm or corporation into distinct and separate classes, such classification to be based on the quantity and kind of service rendered; and the rates for such water, heat, light, power or telephone service shall be uniform per unit of measurement on such basis, and it shall be lawful for the Council, in regulating such rates, to establish in any class, a lower schedule of charges per unit of measurement for large consumers than for small consumers; but such rates, when established, must be strictly adhered to, and such reduction to large consumers shall not apply to nor be made to cover the aggregate consumption in separate and distinct plants, residences or places of business.

Regulation of Street Railroads.

(53) To regulate street railroads, their tracks and cars; to compel the owners of two or more such street railroads using the same street for any distance not exceeding fifteen (15) blocks, to use the same tracks and to divide equitably between them the cost of construction and the cost of maintenance thereof.

Railroads to Keep Streets in Repair.

(54) To require any person, firm or corporation exercising or enjoying any franchise, permit or privilege in, over, under, or along any of the streets, highways or public places in the City for railway purposes, to sprinkle, clean, plank or replank, pave or repave, macadamize or remacadamize the entire length of the street, highway or other public place used by the track or tracks of said railway, and between the rails, and for two feet on each side thereof, and between the tracks, if there be more than one, and to keep the same constantly in repair, flush with the street, and with good crossings, and to require such street work to be done with such kind of materials and in such manner as the Council may by Ordinance direct, at the same time and as a part of the same operation as the work on the remainder in width of said street, highway or other public place, to the satisfaction of the Superintendent of Streets.

Spur Tracks.

(55) To permit the laying down of spur or side tracks and running cars thereon, for the purpose of connecting warehouses, manufactories or other business industries and enterprises with any line of railroad or railroads that may be built along the water front or with any other line or lines of railroad which do now or may hereafter enter the City, subject to such regulations and conditions as may be prescribed from time to time by the Council, such tracks to be used for transportation of freight only, and not to be used as a main line or a part thereof; and also for the purpose of excavating and filling in a street or portion of a street or the adjoining land, during such limited time as may be necessary for such purpose and no longer.

Such tracks must be laid level with the street and must be operated under such restrictions as not to interfere with the use of the streets by the public. All permits granted under the provisions of this subdivision shall be revocable at the pleasure of the Council.

Regulation of Poles and Wires.

(56) To cause the removal and placing underground of all telephone, telegraph, electric light or other wires within the City, or within any designated portion thereof, and to regulate or prohibit the placing of poles and suspending of wires along or across any of the streets, highways and public places in the City; and to cause the immediate removal of all anchor posts or anchor wires or any other device now existing for bracing poles, and to prevent the placing of any such devices in the future.

Size and Location of Pipes.

(57) To regulate the quality, size and location of all water pipes, gas pipes, mains, fire plugs and all other pipes and conduits laid or constructed in the streets or public places, provide for and regulate the construction, maintenance and repair of pipes, hydrants, fire plugs, cisterns, pumps and such other appliances as may be requisite to effect the distribution of water and gas in the City, and to require the filing of charts and maps showing the size, character and location of such pipes, hydrants, fire plugs, cisterns and conduits.

Elections.

(58) To make rules and regulations governing elections not inconsistent with this Charter, or the general laws of the State of California.

Pawnbrokers, Junk Dealers, etc.

(59) To regulate and control the business of pawnbrokers, junk dealers, peddlers, dealers in second hand merchandise, auctioneers and employment office keepers, and prescribe the mode of conducting the same.

Public Charities.

(60) To grant to the Associated Charities of the City of Oakland a sum not to exceed three hundred dollars ($300.00) per month to be expended in accordance with the Articles of Incorporation of that Association.

Public Buildings.

(61) To provide suitable rooms and buildings for the Courts, Boards and officers of the City, and such furniture, fuel, lights, stationery and other supplies as are necessary for the convenient transaction of the public business.

Municipal Ownership.

(62) To provide a suitable procedure for taking over or otherwise acquiring municipal ownership of public utilities.

Additional Powers.

(63) To enact appropriate legislation and do and perform any and all other acts and things which may be necessary and proper to carry out the general powers of the City or any of the provisions of this Charter, and to exercise all powers not in conflict with the Constitution of the State, with this Charter or with ordinances adopted by the people of the City.

ARTICLE X.
Board of Library Directors.

Free Library, etc.

Sec. 52. There shall be maintained in the City of Oakland free public libraries and reading rooms to be known as "The Oakland Free Library"; and there shall also be maintained in the City of Oakland a public Museum, or Museums, and public Art Gallery or Art Galleries.

Directors—Appointment, etc.

Sec. 53. Such public libraries, reading rooms, museums and art galleries shall be under the exclusive control and management of a Board of Library Directors. The Directors shall be five in number and shall serve without compensation. The office of Director shall be filled by appointment thereto by the Mayor and confirmation thereof by the Council. An affirmative vote of three members shall be necessary for confirmation. Of those first appointed, one shall be for two years, one for three years, one for four years, one for five years and one for six years. Within the month preceding the expiration of each of said terms for which appointment is made, one person shall be appointed for six years as the successor of the Director whose term of office next expires. Vacancies in the office of Library Director shall be filled by appointment in the same manner for the unexpired term. In case of misconduct, inability or willful neglect in the performance of the duties of the office, by any Director, such Director may be removed from office by the council by an affirmative vote of four members, but such Director shall be given an opportunity to be heard in defense and shall have the right to appear by counsel and to have process issue to compel the attendance of witnesses who shall be required to give testimony, if such Director so request. In such cases the hearing shall be public and a full and complete statement of the reasons for such removal, if such Director be removed, together with the findings of fact as made by the Council, shall be filed by the Council with the City Clerk and shall be and become a matter of public record.

Directors—Organization, Powers and Duties.

Sec. 54. The Directors shall organize by electing one of their number president; the person elected president shall hold his office for one year and until his successor is elected. The Librarian shall act as secretary to the Board. The Board must hold regular meetings at least once a month. The Board shall establish rules and regulations for its government and for the performance of its duties. The Board shall establish rules and regulations for the conduct of its officers and employees, and may require adequate bonds from any and all of them except laborers, for the faithful performance of their duties, in such sums as may be fixed by it. Such bonds shall

and expenditures, and a record of all proceedings of the Board. The votes of all of its members shall be recorded in the minutes with the ayes and noes.

The Board shall have the exclusive management and disposal of all funds legally appropriated or received from any source for the support or benefit of said Oakland Free Library, Public Museum and Art Galleries.

The Board of Library Directors may, for and in behalf of the City of Oakland, receive donations, legacies, or bequests for the establishment, extension, improvement, maintenance or benefit of said libraries, reading rooms, museums and art galleries, and all moneys that may be derived from such donations, legacies or bequests shall, unless otherwise provided by the terms of such donations, legacies, or bequests, be deposited in the Treasury of the City of Oakland to the credit of the Library Fund. The same may be withdrawn therefrom and paid out only in the same manner as is provided for the payment of moneys legally appropriated for the support and benefit of said The Oakland Free Library, Public Museums and Art Galleries. If the money derived from such donations, legacies, or bequests shall, at any time, exceed in amount the sum necessary for immediate expenditure, for said library, reading rooms, museums or art galleries, all, or part of the same may be invested by the Board in interest bearing bonds of the United States, or of the State of California, or of any municipality, or school district thereof.

The Council must annually appropriate to the Board of Library Directors such amount as shall be sufficient to maintain and preserve the said The Oakland Free Library, Reading Rooms, Museums and Art Galleries in the City of Oakland, and shall appropriate such further sums for their extension, improvement and benefit as, in the judgment of the Council, may be necessary or appropriate; and the sums so appropriated shall be credited to the Library Fund, and the Board of Library Directors shall have the exclusive management and disbursement of the same.

The Board of Library Directors shall have power:—

(a) To make and enforce all rules, regulations and by-laws necessary for the administration, government and protection of said The Oakland Free Library, Museums and Art Galleries, and all property belonging thereto, or under its control, or that may be loaned thereto.

(b) To prescribe the duties and powers of the Librarian and other officers and employees of the libraries museums and art galleries, and reading rooms; to determine the number and qualifications as to residence, or otherwise, of all of such officers and employees, and appoint the same and fix their compensation. Said officers and employees shall hold their offices or positions at the pleasure of said Board.

(c) To purchase necessary or convenient books, journals, publications, art objects, scientific and other objects suitable for museums, and other personal property.

(d) To require the Secretary of State, or other State officials to furnish said library with copies of any and all reports, laws and other publications of the State not otherwise disposed of by law.

(e) To borrow books from, lend books to, and exchange the same, with other libraries and to allow non-residents to borrow books upon such conditions as it may prescribe.

(f) To establish such branch libraries, reading rooms, museums and art galleries as the growth of the City may from time to time require.

(g) To contract with the legislative bodies of neighboring municipalities, or the Board of Supervisors of Alameda County, for lending the books of the library to residents of said County, or neighboring municipalities, upon a reasonable compensation to be paid by said County or neighboring municipality.

(h) To do and perform any and all other acts and things necessary and proper to carry out the provisions of this Article.

(i) The Board of Library Directors shall also have such powers and duties, not inconsistent with the provisions of this Charter, as are now vested in or imposed upon Boards of Library Trustees by the act of the Legislature of the State of California, entitled "An Act to amend an Act approved March 23rd, 1901, and entitled 'An Act to provide for the establishment and maintenance of Public Libraries within Municipalities,'" approved April 12th, 1909, or by such other acts of said Legislature as may be hereafter enacted, amendatory thereof, supplemental thereto, or as may hereafter be substituted therefor.

Miscellaneous.

Sec. 55. The Oakland Free Library shall be forever free to the inhabitants and non-resident tax payers of the Municipality, subject always to such rules, regulations and by-laws as may be made by the Board of Library Directors; and provided, that for violations of the same a person may be fined or excluded from the privileges of the library.

The title to all property acquired for the purposes of The Oakland Free Library, Public Museum or Art Galleries, when not inconsistent with the terms of its acquisition, shall vest in the City of Oakland.

The Board of Library Directors shall, on the day following the August meeting of said Board in each year, make a report to the legislative body of the City of Oakland, giving the condition of the libraries and reading rooms, museums and art galleries on the thirtieth day of June preceding, together with a statement of its proceedings for the year then ended, and must immediately upon publication of such report, forward a copy thereof for filing to the State Librarian at Sacramento.

The Council shall have power to appropriate by ordinance to the Board of Library Directors and to authorize the use by them either in whole or in part, of any real estate belonging to the City for the purpose of erecting and maintaining a building or buildings thereon, to be used for the Library and reading rooms or branches thereof, or for museums or art galleries, and may appropriate the whole or any portion of any public building belonging to the City for such use.

ARTICLE XI.
Board of Play Ground Directors.

Control.

Sec. 56. All children's play grounds now owned or controlled by the City, and all children's play grounds that may hereafter be established or acquired by the City, shall be under the exclusive control and management of the Board of Play Ground Directors.

Directors—Appointment Removal.

Sec. 57. The Directors shall be five in number, not more than three of whom shall be of the same sex, and shall serve without compensation. The office of Director shall be filled by appointment thereto by the Mayor and confirmation thereof by the Council. Of those first appointed, one shall be for two years, one for three years, one for four years, one for five years and one for six years. Within the month preceding the expiration of each of said terms for which appointment is made, one person shall be appointed for six years as the successor of the Director whose term of office next expires. Vacancies in the office of Play Ground Director shall be filled by appointment in the same manner for the unexpired term. In case of misconduct, inability or willful neglect in the performance of the duties of the office by any Director, such Director may be removed from office by the Council by an affirmative vote of four members, but such Director shall be given an opportunity to be heard in defense and shall have the right to appear by counsel and to have process issue to compel the attendance of witnesses who shall be required to give testimony, if such Director so request. In such cases the hearing shall be public and a full and complete statement of the reasons for such removal, if such Director be removed, together with the findings of fact as made by the Council, shall be filed by the Council with the City Clerk and shall be and become a matter of public record.

General Powers.

Sec. 58. The Board of Play Ground Directors shall have the complete and exclusive control, management and direction of the aforesaid play grounds, and the exclusive right to erect and superintend the construction of buildings thereon, pertaining to play-ground purposes. Said Directors may employ and appoint superintendents, laborers, instructors and other officers and assistants, prescribe and fix their duties, authority, compensation and qualifications as to residence or otherwise; they shall have the exclusive management and disposal of all funds legally apportioned or received from any source for the support of said play grounds The Board shall establish rules and regulations for the conduct of its officers and employees, and may require adequate bonds from all or any of them, except laborers, for the faithful performance of their duties in such sums as may be fixed by it; such bonds shall be approved by the Mayor

Board. The person elected President shall hold his office for one year and until his successor is elected. The Board must hold regular meetings at least once in every two weeks; the Board shall establish rules and regulations for its government and for the performance of its duties.

Rules.

Sec. 59. The Directors shall adopt rules and regulations for the government of the aforesaid play grounds not inconsistent with the ordinances of the City of Oakland or the laws of the State of California or with this Charter.

Receive Gifts.

Sec. 60. The Board of Play Ground Directors may for and in behalf of the City of Oakland receive donations, legacies or bequests for the improvement or maintenance of said play grounds or the acquirement of new play grounds, and all moneys that may be derived from such donations, legacies or bequests shall, unless otherwise provided by the terms of such donations, legacies or bequests, be deposited in the Treasury of the City of Oakland, to the credit of the Play Ground Fund; the same may be withdrawn therefrom and paid out only in the same manner as is provided for the payment of moneys legally appropriated for the support and improvement of such play grounds. If the moneys derived from such gifts, bequests or legacies shall at any time exceed in amount the sum necessary for the immediate expenditures for the acquirement, maintenance or improvement of play grounds the Board may invest all or a part of the sum in interest bearing bonds of the United States or of the State of California or of any municipality or school district thereof.

Council Set Aside Lands.

Sec. 61. The City Council shall have the power by ordinance to set aside either absolutely or for a definite period of time any lands belonging to the City for use as children's play grounds and the same shall when and so long as used by said Board for such use be under the exclusive control and management of the Play Ground Directors.

Appropriations—Accounts—Records.

Sec. 62. The Council shall for the purchase, development, acquirement and maintenance of children's play grounds annually appropriate to the Board of Play Ground Directors such amount as may in the judgment of the Council be necessary or proper, and the fund so appropriated shall be credited to the Play Ground Fund, and the Board of Play Ground Directors shall have the exclusive management and disbursement of the same.

The Secretary shall keep a full account of all property, money, receipts and expenditures, and a record of all proceedings of the Board. The votes of all its members shall be recorded in the minutes with the ayes and noes.

ARTICLE XII.
Board of Park Directors.

Control.

Sec. 63. All land and water parks, squares and public pleasure grounds now owned or controlled by the City of Oakland or that may hereafter be established or acquired by said City, excepting properties now or hereafter acquired or set apart for children's play ground purposes, and all grounds surrounding public buildings of said City, unless otherwise provided in this Article, shall be under the exclusive control and management of a Board of Park Directors.

Directors—Appointment—Removal.

Sec. 64. The Directors shall be three in number and shall serve without compensation. The office of Director shall be filled by appointment thereto by the Mayor and confirmation thereof by the Council. Of those first appointed, one shall be for two years, one for four years, and one for six years. Within the month preceding the expiration of each of said terms for which appointment is made, one person shall be appointed for six years as the successor of the Director whose term of office next expires. Vacancies in the office of Park Director shall be filled by appointment in the same manner for the unexpired term. In case of misconduct, inability or willful neglect in the performance of the duties of the office, by any Director, such Director may be removed from office by the Council by an affirmative vote of four members, but such Director shall be given an opportunity to be heard in defense and shall have the right to appear by counsel and to have process issue to compel the attendance of witnesses who shall be required to give testimony, if such Director so request. In such cases the hearing shall be public and a full and complete statement of the reasons for such removal, if such Director be removed, together with the findings of fact as made by the Council, shall be filed by the Council with the City Clerk and shall be and become a matter of public record.

General Powers.

Sec. 65. The Board of Park Directors shall have the complete and exclusive control, management and direction of the said parks, squares and grounds and the exclusive right to erect and to superintend the erection of the buildings and structures thereon pertaining to park purposes; provided, however, that the Council may erect or cause to be erected any municipal building or buildings thereon. Said Directors may employ and appoint superintendents, laborers, surveyors, gardeners, engineers and other officers and assistants and prescribe and fix their duties, authority and compensation. They shall have the exclusive management and disposal of all funds legally apportioned or received from any source for the support of said parks, squares, and grounds. The Board shall establish rules and regulations for the conduct of its officers and employees and may require adequate bonds from all or any of them, except laborers, for the faithful performance of their duties in such sums as may be fixed by it. Such bonds shall be approved by the Mayor and Auditor and filed in the office of the City Clerk. The Directors shall organize by electing one of their number President and the Board may elect a Secretary who is not a member of the Board. The person elected President shall hold his office for one year and until his successor is elected. The Board must hold regular meetings at least once in every two weeks. The Board shall establish rules and regulations for its government and for the performance of its duties.

Leases—Restrictions.

Sec. 66. Except as provided in this Section nothing in this Article shall be construed to authorize the Board to lease any part of any of said parks, squares or grounds to any person, firm or corporation or to permit any person, firm or corporation to build or maintain any structure on any part of any park, square or ground, except as follows:

First—The Board may lease for the use of the public for a period not greater than one year such buildings as it may construct or acquire, to such person, firm or corporation as shall undertake to serve such use.

Second—The Board, with the consent of the Council, given by ordinance, may lease lands under its jurisdiction for the purpose of having the lessee erect thereon buildings and appurtenant structures and conduct the same for the use of the public. Every lease of the character last named shall be made in the same manner and under the same restrictions as are provided for leases by the Council in Subdivision forty-one (41) of Section fifty-one (51) of this Charter. And in every lease the Board shall reserve the right to enter at all times upon the premises so leased and shall make the condition that the building so leased shall be used for park-pleasure purposes only. No building shall be constructed by the board or by any lessee except it be within the objects and purposes for which said parks, squares and grounds were dedicated to or are held by the public; provided, however, that the Board, with the consent of the Council given by ordinance, may permit the use of a limited portion of any of the aforesaid parks, squares or grounds for exposition or convention purposes, but no such permission shall ever be granted except such exposition or convention be of national, state or municipal importance.

Gifts.

Sec. 67. The Board of Park Directors may for and on behalf of the City of Oakland, receive donations, legacies or bequests for the improvement or maintenance of said parks, squares and grounds, or for the acquirement of new parks, squares and grounds, and all moneys that may be derived from such donations, legacies or bequests shall, unless otherwise provided by the terms of such donation, legacy or bequest, be deposited in the Treasury of the City of Oakland to the credit of the Park Fund. The same may be withdrawn therefrom and paid out only in the same manner as is provided for the payment of moneys legally appropriated for the support and improvement of such parks, squares and grounds. If the moneys derived from such gifts, bequests or legacies shall at any time exceed in amount the sum necessary for immediate expenditure on

district thereof.

Works of Art.

Sec. 68. No outdoor work of art shall become the property of the City unless such work of art shall be approved by the Board; nor shall any work of art until so approved be erected or placed in or upon or allowed to extend over any park, square or grounds belonging to the City of Oakland. The term "work of art" as used herein shall apply to and include all statues, bas-reliefs or other sculptures, monuments, fountains, arches or other structures of a permanent character intended for ornament or commemoration.

Appropriations—Accounts—Records.

Sec. 69. The Council shall, for the purchase, development, equipment and maintenance of parks, squares and public pleasure grounds, annually appropriate to the Board of Park Directors such amount as may in the judgment of the Council be necessary or proper, and the funds so appropriated shall be credited to the Park Fund, and the Board of Park Directors shall have the exclusive management and disbursement of the same.

The Secretary shall keep a full account of all property, money, receipts and expenditures and a record of all proceedings of the Board. The votes of all its members shall be recorded in the minutes with the ayes and noes

ARTICLE XIII.
Civil Service.

Board—Appointment of.

Sec. 70. There is hereby established a Civil Service Board, consisting of three members.

The Mayor first elected after the adoption of this Charter shall, within sixty days after taking office, appoint, subject to confirmation by the Council, one member of said Board to serve until July first, 1913, another member to serve until July first, 1915, and a third member to serve until July first, 1917. In the month of June, 1913, and every second year thereafter, one member shall be in like manner appointed for a term of six years, to take the place of the member whose term shall next expire.

Each member of the Civil Service Board shall receive Ten (10) Dollars for each meeting of the Civil Service Board which he shall attend, provided that he shall not receive more than Forty (40) Dollars in any one month.

If a vacancy occurs in the Board, it shall be filled by appointment by the Mayor, subject to confirmation by the Council, for the unexpired term.

Removal—Equipment—Clerk.

Sec. 71. In cases of misconduct, inability or willful neglect in the performance of the duties of the office by any member of the Board, such member may be removed from office by the Council by an affirmative vote of four members, but such member of the Civil Service Board shall be given an opportunity to be heard in defense, and shall have the right to appear by counsel and to have process issued to compel the attendance of witnesses who shall be required to give testimony if such member of the Civil Service Board so requests. In such cases the hearing shall be public and a full and complete statement of the reasons for such removal, if such member be removed, together with the findings of fact as made by the Council, shall be filed by the Council with the City Clerk, and shall be and become a matter of public record. The Council shall provide suitable accommodations and equipment to enable the Board to properly attend to its business. Said Board shall appoint a clerk who shall keep a record of all its meetings and of the work of said Board, and shall perform such other service as the Board may require. The Board shall fix the compensation of such clerk.

Classified Civil Service.

Sec. 72. The Board shall classify all places of employment now existing or hereafter created in or under the Department of Public Affairs, in or under the Department of Revenue and Finance, in or under the Department of Public Health and Safety, in or under the Department of Public Works, and in or under the Department of Streets, and in the office of the Auditor, excepting the places and offices specified in Section eighty (80) hereof. The places so classified by the Commissioners shall constitute the classified civil service of the City and no appointment to any such place shall be made except according to the rules hereinafter mentioned.

The Board shall provide for an eligible list from which vacancies shall be filled, for a period of probation before employment is made permanent, and for promotion on the basis of merit, experience and record.

The Council, whenever requested by the Board, may by ordinance confer upon the Board such rights, duties and privileges other than those mentioned in this Charter, as may be necessary adequately to enforce and carry out the principles of Civil Service.

Rules.

Sec. 73. The Board shall make rules to carry out the purposes of this Article, and for examinations, appointments and promotions. All rules and all changes therein shall be forthwith printed by the Board for distribution.

Examinations.

Sec. 74. All applicants for places in the classified civil service shall be subjected to examination, which shall be public, competitive and free. The Board shall hold such examinations on the first Monday in April and the first Monday in October of each year, and oftener if it deem necessary. Such examinations shall be for the purpose of determining the qualifications of applicants for positions, and shall be practical and shall fairly test the fitness of the persons examined to discharge the duties of the positions to which they seek to be appointed.

Notice to Board of Appointments, Etc.

Sec. 75. Immediate notice in writing shall be given by the appointing power to the Board of all appointments, permanent or temporary, made in such classified service, and of all transfers, promotions, resignations, suspensions, fines, or vacancies from any cause in such service, and of the date thereof; and a record of the same shall be kept by the Board. When any place of employment is created or abolished, or the compensation attached thereto altered, the power making such change shall immediately report the fact in writing to the Board.

Certification of Persons.

Sec. 76. Whenever a position in the classified civil service is to be filled, the Board shall, as soon as possible, certify to the appointing power three times the number of persons necessary to fill such position; provided, that said Board shall always certify the persons having the highest standing on the eligible list for the position to be filled; and provided, further, that a less number may be certified when there is not the required number on the eligible list. All persons not appointed shall be restored to their relative positions on the eligible list. All persons who have been on the eligible list for two years without appointment shall be removed therefrom.

Promotions.

Sec. 77. The Board shall provide for promotion in the classified service on the basis of ascertained merit, seniority in service and standing upon competitive examination, and shall provide, in all cases where practicable, that vacancies shall be filled by promotion from among such members of the next lower rank established by the Board as submit themselves for such examination for promotion. The Board shall certify to the appointing power the names of not more than three applicants having the highest rating for each promotion.

Persons Certified Must Be Appointed.

Sec. 78. In all cases the appointing power shall notify the Board of each separate position to be filled, and shall fill such place by the appointment of one of the persons certified by the Board therefor. Such appointment shall be on probation of a character and for a period to be fixed by the rules of the Board, but not to exceed one year.

Certification to Auditor.

Sec. 79. The Board shall certify to the Auditor all appointments to places of employment in the classified civil service, and all vacancies occurring therein, and all fines and suspensions made under the provisions of this Article.

To Whom Apply.

Sec. 80. The provisions of this Article shall apply to all appointed officers and employees of the City in or under any of the departments enumerated in Section Seventy-two (72) of this Charter, except the following:

The Chief Officials of the City enumerated in Section Thirty (30) of this Charter; the Building Inspector; the City Wharfinger; the License Inspector; the Bacteriologist; the City Chemist; the Sanitary Inspector; the Market and Food Inspector; the Plumbing Inspector; the Mayor's Secretary; the Assistant City Attorneys, and such other officers and employees of the City not included either in the Police Department or in the Fire Department, as may be excepted from the operation of the Civil Service rules, upon

September 1, 1910, may retain their employment under the City, subject to classification and reclassification by the Civil Service Board without further examination, unless removed for cause or unless it shall be determined by the Civil Service Board that their employment by the City is unnecessary.

Removal—Suspension—Fine.

Sec. 81. All persons holding positions in the classified civil service shall be subject to suspension, fine and also to removal from office or employment, by the Commissioner in whose department they are employed, or, in case of persons employed in the office of the Auditor, by the Auditor, for misconduct, incompetency or failure to perform their duties under or observe the rules and regulations of the department or office; but subject to the appeal of the aggrieved party to the Civil Service Board as herein provided.

Any chief official, any subordinate officer, and any superintendent or foreman in charge of municipal work may temporarily suspend any subordinate then under his direction for incompetency, neglect of duty or disobedience of orders, but shall within twenty-four hours thereafter report the facts in writing to the Commissioner of his Department or to the Auditor, as the case may be, and furnish a copy of the report to the subordinate suspended, upon his request therefor. The Commissioner (or Auditor) shall thereupon, if demanded by the subordinate suspended, hear evidence for and against him, and shall thereupon affirm or revoke such suspension, according as he finds the facts to warrant.

Appeals.

Sec. 82. Any person suspended, fined or discharged (and any person whose order of suspension above provided for has been revoked) may within five days from the making by a Commissioner (or the Auditor) of the order suspending, fining or discharging him, or affirming or revoking an order of suspension, as the case may be, appeal therefrom to the Civil Service Board, which shall fully hear and determine the matter. The accused shall be entitled to appear personally, and to have counsel and a public hearing. The finding and decision of the Board shall be certified to the official from whose order the appeal is taken, and shall forthwith be enforced and followed by him.

Report.

Sec. 83. Said Civil Service Board shall make annual report to the Council and it may require a special report from said Board at any time.

Temporary Appointments.

Sec. 84. Appointments to fill temporary positions may be made only with the unanimous consent of the Board, and temporary appointments so made shall lapse and become void at the end of a period of time not to exceed eight months, and persons whose appointment shall so lapse shall not again be appointed unless such appointment be made through Civil Service examinations as herein provided.

Prohibition of Improper Political Activity, Etc.

Sec. 85. No Civil Service employee and no laborer in the employ of the City shall take part in the conduct of any municipal election, or any municipal campaign, nor shall he hold office in or be a member of any political club or organization.

No carriage, automobile or other vehicle belonging to or controlled by the City shall be used except in the official business of the City.

No elected official of the City shall solicit the employment by or recommendation of any person whatsoever by any public service corporation holding any franchise under or doing any business with the City of Oakland.

Penalty.

Sec. 86. Any person violating any of the provisions of this Article or any rule hereunder shall be deemed guilty of a misdemeanor, and for such offense may upon conviction thereof be suspended, reduced in grade or dismissed from the service.

ARTICLE XIV.
Police Department.

Organization.

Sec. 87. The Police Department shall consist of a Chief of Police, Captain of Inspectors who shall act as Chief of Police in the absence of the Chief of Police, and such Captains of Police, Lieutenants, Inspectors, Assistant Inspectors, Sergeants, Corporals and Bailiffs as in the judgment of the Council the needs of the service may require. Provided, however, that it shall not be incumbent upon the Council to create or fill all of the above positions.

Patrolmen shall be appointed in such numbers as not to exceed one patrolman for every eight hundred inhabitants of the City.

Qualifications.

Sec. 88. No person shall become a member of the Police Department unless he shall be a citizen of the United States, of good character for honesty and sobriety, able to read and write the English language, and a resident of the City of Oakland for at least five years next preceding his appointment. A residence for said time in any territory which may have been consolidated with or annexed to the City of Oakland, shall be deemed to satisfy this provision. Every appointee to the department shall be not less than twenty-five nor more than thirty-five years of age, and before his appointment, must pass a satisfactory examination under such rules and regulations as may be prescribed by the Civil Service Board.

Appointments—Duties of Chief of Police.

Sec. 89. The Chief of Police, Captain of Inspectors, Captains of Police, Lieutenants, Inspectors, Sergeants, Corporals, Bailiffs, Patrolmen and all other officers and members shall be appointed by the Commissioner of Public Health and Safety, subject to the Civil Service provisions of this Charter, and the appointment of the Chief of Police shall be subject to confirmation by the Council. The members of the Police Department appointed prior to September 1st, 1910, who are in good standing at the time this Charter goes into effect, shall be retained in their respective positions, except as otherwise in this Charter provided. The Chief of Police shall be the Chief Executive officer of the department and shall be held responsible for the execution of all laws and ordinances, and of the rules and regulations of the department, and shall exercise such other powers connected with his office as may be provided for by ordinance not inconsistent with this Charter. He shall see that the orders and processes issued by the Police Court are promptly executed. For failure or refusal to perform his duties, the Chief of Police shall be removed from the service.

Change of Titles of Present Officers.

Sec. 90. The present Superintendent of Police shall be designated Chief of Police; the Captain of Detectives shall be designated Captain of Inspectors; Inspectors of Police shall be designated Captains of Police; Detectives shall be designated Inspectors. Station Keepers and court officers shall be designated Corporals.

Salaries.

Sec. 91. The officers and members of the Police Department shall receive annual compensations, comprising their salaries and an allowance of Two (2) Dollars per month for the Police Relief and Pension Fund herein provided for, as follows:

Chief of Police	$3300.00
Captain of Inspectors	2400.00
Captains of Police	2100.00
Lieutenants	1800.00
Inspectors	1740.00
Assistant Inspectors	1620.00
Sergeants	1620.00
Corporals	1500.00
Bailiffs	1500.00
Patrolmen, first year of service	12[illegible]4.00
Patrolmen, second year of service	1344.00
Patrolmen, third year of service	1404.00

Said compensations shall be paid in equal monthly installments.

No compensation higher than those herein specified shall be paid to any officer or member of the Police Department and no rank or grade other than those herein specified shall be created in said department, unless the rank or grade created carry a lower salary than the lowest herein specified.

Leave of Absence.

Sec. 92. Each member of the Police Department shall be entitled to fifteen days' vacation annually with full pay. Such vacations shall be had at such times as the Chief of Police may direct. Each member of the Police Department shall have two days off duty in each month with full pay, at such times as the Chief of Police may direct. A member becoming incapacitated for duty by reason of sickness, shall be entitled to thirty days' sick leave without loss of pay. If such sickness continue, he shall be entitled to half pay for a period of thirty days, and if such sickness shall further continue, he shall receive such pay, if any, as the Council shall direct. A member on sick leave shall present such certificate of a reputable physician as the Chief of Police may direct.

Police Relief and Pension Fund.

Sec. 93. In order to continue in force,

hereby created to be known and designated as the Police Relief and Pension Fund. The Mayor, the Commissioner of Revenue and Finance and the Commissioner of Public Health and Safety shall constitute a Board of Trustees of such fund, and the City Treasurer shall be the custodian of said fund.

Sec. 94. The said Board of Trustees may retire and relieve from service any aged, infirm or disabled member of the Department who has arrived at the age of sixty years, and who, upon examination by two regularly licensed and practicing physicians appointed by the Board of Trustees for that purpose may be ascertained to be by reason of age, infirmity, or other disability unfit for the performance of his duty. And said Board of Trustees shall at the request of any member of the Department who has arrived at the age of sixty years retire and relieve said member making such application. Such retired member shall receive from the Police Relief and Pension Fund a monthly pension equal to one-half of the salary attached to the rank held by him one year prior to the date of his retirement. No such pension shall be paid unless such person has been an active member of the Department for twenty years in the aggregate preceding his retirement, and the same shall cease at his death.

Sec. 95. Any member of the Department who shall become physically disabled by reason of any bodily injury received in the performance of his duty, upon his filing with the Board of Trustees a verified petition, setting forth the facts constituting such disability, and the cause thereof, accompanied by a certificate signed by the Chief of Police, the Captain of the Division to which he belongs, and by two regularly licensed physicians of the City, recommending his retirement upon a pension, on account of such disability, may be retired from the Department upon an annual pension, equal to one-half of the amount of salary attached to the rank which he held one year prior to the date of such retirement, to be paid to him during his life, and to cease at his death. In case his disability shall cease, his pension shall cease, and he shall be restored to the service in the rank he occupied at the time of his retirement.

Sec. 96. (1) The Board of Trustees shall, out of the Police Relief and Pension Fund provide for the family of an officer, member or employee of the Department, who may be killed while in the performance of his duty as follows:

(a) Should the decedent be married, his widow shall, as long as she shall remain unmarried, be paid a monthly pension equal to one-half of the salary attached to the rank held by the decedent at the time of his death.

(b) Should the decedent leave no widow, but leave an orphan child or children, under the age of sixteen years, or should the decedent leave a widow and child or children under the age of sixteen years, and the widow die without remarrying, while such child or children are yet under the age of sixteen years, such child, or children collectively, shall receive a pension equal to one-half of the salary attached to the position held by their father at the time of his death until the youngest child attains the age of sixteen years; provided, that no child shall receive any such pension after attaining the age of sixteen years.

(c) Should the decedent leave no widow, or no orphan child or children, but leave a parent or parents, dependent solely upon him for support, such parents so depending shall collectively receive a pension equal to one-half the salary attached to the position held by the decedent at the time of his death during such time as the Board of Trustees may determine its necessity.

(2) When a member of the Department shall die from causes other than those specified in subdivision (1) of this section after ten years of service, then his widow, and if there be no widow, then his children, and if there be no widow or children, then his mother, if dependent upon him for support, shall be entitled to the sum of One Thousand (1000) Dollars.

(3) Any member of the Police Department receiving a pension from the Police Relief and Pension Fund, who shall become convicted of a felony, shall become dissipated, an habitual drunkard, or shall become a non-resident of this State, except on leave by the Board of Trustees, shall forfeit all right to said pension.

(4) The Board of Trustees may, on notice from the Chief of Police, reward any member of the Department for conduct which is heroic and meritorious. The form or amount of such reward shall be discretionary with the Board of Trustees, but it shall not exceed in any one instance one month's salary, and may be paid only out of funds provided by the Council; and the Council may, on application of the Board of Trustees, provide money for such purposes.

(5) The Board of Trustees shall hold quarterly meetings in April, July, October and January of each year, and special meetings upon the call of its President; it shall issue warrants, signed by its President and Secretary, to persons entitled thereto for the amount of money ordered paid to such persons from the Police Relief and Pension Fund. Each warrant shall state for what purpose the payment is made.

(6) The Board of Trustees shall keep a public record of its proceedings. It shall at each quarterly meeting send to the Treasurer and to the Auditor a written or printed list of all persons entitled to payments from the Police Relief and Pension Fund, stating the amount of such payment and for what granted; such lists shall be certified and signed by the President and Secretary of the Board. The Auditor shall thereupon enter a copy of such list upon a book to be kept for that purpose, which shall be known as the Police Relief and Pension Fund Book. All warrants signed by the President and Secretary of the Board shall be presented to the Auditor and ordered paid by him out of said fund.

(7) The Board of Trustees shall possess the power to make rules and regulations for its guidance. No compensation shall be paid to any member of the Board of Trustees for any duty required or performed as a member of said Board of Trustees.

(8) The Board of Trustees shall make an annual estimate necessary to carry into effect the foregoing provisions, transmit the same to the Commissioner of Revenue and Finance, who shall cause the same to be included in his annual estimate of the probable expenditures of the City.

(9) The Treasurer shall retain from the compensation of each member of the Police Department Two (2) Dollars per month, which shall forthwith be paid into the Police Relief and Pension Fund. No other or further deduction shall be made from such pay for any other fund or purpose unless the same is authorized by this Charter.

ARTICLE XV.
Fire Department.

Positions and Salaries.

Sec. 97. The Fire Department shall consist of a Chief of the Fire Department, an Assistant Chief of the Fire Department, a Second Assistant Chief of the Fire Department, as many Battalion Chiefs as the Council may deem necessary, a Superintendent of Engines, and as many Captains, Lieutenants, Engineers, Drivers, Tillermen, Stokers, Truckmen and Hosemen as the Council may deem necessary, and also such other employees as the Council may provide for by ordinance. The officers and members of the Fire Department shall receive annual compensations, comprising their salaries and an allowance of Two (2) Dollars per month for the Firemen's Relief and Pension Fund herein provided for, as follows:

Chief of the Fire Department—$3600.00 per annum.

Assistant Chief of the Fire Department—$2400.00 per annum.

Second Assistant Chief of the Fire Department—$2100.00 per annum.

Battalion Chiefs, each—$2100.00 per annum.

Superintendent of Engines—$1800.00 per annum.

Captains, each—$1620.00 per annum.

Lieutenants, each—$1500.00 per annum.

Engineers, each—$1500.00 per annum.

Drivers, Tillermen, Stokers, Truckmen and Hosemen, each for the first year of service—$1224.00 per annum.

For the second year of service—$1314.00 per annum.

And for the third year of service and thereafter—$1404.00 per annum.

Said compensations shall be paid in equal monthly installments.

No compensation higher than those herein specified shall be paid to any officer or member of the Fire Department, and no rank or grade other than those herein specified shall be created in said department unless the rank or grade created carry a lower salary than the lowest herein specified.

All members of the Fire Department, appointed prior to September 1st, 1910, and in good standing at the time this Charter goes into effect, shall be retained in their respective positions, except as otherwise in this Charter provided.

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Qualifications.

Sec. 98. No person shall become a member of the Fire Department unless he shall be a citizen of the United States, of good character for honesty and sobriety, able to read and write the English language, and a resident of the City of Oakland for at least five years next preceding his appointment. A residence for said time in any territory which may have been consolidated with or annexed to the City of Oakland, shall be deemed to satisfy this provision. Every appointee to the department shall be not less than twenty-one nor more than thirty-five years of age, and before his appointment, must pass a satisfactory examination under such rules and regulations as may be prescribed by the Civil Service Board.

Appointments—Duties of the Chief of the Fire Department.

Sec. 99. The Chief of the Fire Department, First Assistant Chief of the Fire Department, Second Assistant Chief of the Fire Department, the Battalion Chiefs, Captains, Lieutenants, Superintendent of Engines, Engineers, Drivers, Tillermen, Stokers, Truckmen and Hosemen of the Fire Department, and all other officers and members, shall be appointed by the Commissioner of Public Health and Safety, subject to the Civil Service provisions of this Charter.

The Chief of the Fire Department shall be appointed subject to confirmation by the Council.

The Chief of the Fire Department shall be the Chief Executive of the Fire Department. He shall be charged with the special duty of superintending the extinguishment of fires. He shall have immediate control and management of all fire engines and fire apparatus belonging to the City, and all members and employees of the Fire Department shall be under his immediate control and command. He shall diligently observe the condition of the apparatus and workings of the Department and shall see that all laws, orders, rules and regulations in force, or that may be made by the Council relating to the Fire Department, are enforced. He shall submit in writing, at least once each month to the Commissioner of Public Health and Safety, a statement of the number of men employed, their compensation, the condition of the Department, and make such recommendations and suggestions respecting the same as he may deem proper. He shall have such other powers and perform such other duties as may be provided for by ordinance. In the absence or inability of the Chief of the Fire Department an Assistant Chief of the Fire Department shall perform his duties.

Leave of Absence.

Sec. 100. Each member of the Fire Department shall be entitled to fifteen days vacation annually with full pay; such vacations shall be had at such times as the Chief of the Fire Department may direct. Each member of the Fire Department shall be allowed a leave of absence of not less than twenty-four hours duration not less than once each week, with full pay. A member becoming incapacitated for duty by reason of sickness shall be entitled to thirty days sick leave without loss of pay. If such sickness continue he shall be entitled to half pay for a period of thirty days, and if such sickness shall further continue, he shall receive such pay, if any, as the Council shall direct. A member on sick leave shall present such certificate of a reputable physician as the Chief of the Fire Department may direct.

Firemen's Relief and Pension Fund

Sec. 101. A fund is hereby created to be known and designated as the Firemen's Relief and Pension Fund. The Mayor, the Commissioner of Revenue and Finance, and the Commissioner of Public Health and Safety shall constitute a Board of Trustees of such fund, and the City Treasurer shall be custodian of said fund.

Sec. 102. The said Board of Trustees may retire and relieve from service any aged, infirm, or disabled member of the Department who has arrived at the age of fifty-five years, and who upon examination by two regularly licensed and practicing physicians, appointed by the Trustees for that purpose may be ascertained to be by reason of such age, infirmity, or other disability, unfit for the performance of his duty. Said Board of Trustees shall at the request of any member of the Department who has arrived at the age of fifty-five years, retire and relieve such member making such application. Such retired member shall receive from the Firemen's Relief and Pension Fund a monthly pension equal to one-half of the salary attached to the rank held by him one year prior to the date of his retirement. No such pension shall be paid unless such person has been an active member of the Department for twenty years in the aggregate preceding his retirement, and the same shall cease at his death.

Sec. 103. Any member of the Department who shall become physically disabled by reason of any bodily injury received in the performance of his duty upon his filing with the Board of Trustees a verified petition, setting forth the facts constituting such disability, and the cause thereof, accompanied by a certificate signed by the Chief of the Fire Department, the Chief of the Battalion to which he belongs, and by two regularly licensed physicians of the City, recommending his retirement upon a pension, on account of such disability, may be retired from the Department upon an annual pension, equal to one-half the amount of salary attached to the rank which he held one year prior to the date of such retirement, to be paid to him during his life, and to cease at his death. In case his disability shall cease, his pension shall cease, and he shall be restored to the service in rank he occupied at the time of his retirement.

Sec. 104. (1) The Board of Trustees shall, out of the Firemen's Relief and Pension Fund, provide for the family of an officer, member or employee of the department, who may be killed while in the performance of his duty as follows:

(a) Should the decedent be married, his widow shall, as long as she shall remain unmarried, be paid a monthly pension equal to one-half of the salary attached to the rank held by the decedent at the time of his death.

(b) Should the decedent leave no widow, but leave an orphan child or children under the age of sixteen years, or should the decedent leave a widow, and child or children under the age of sixteen years, and the widow die without remarrying, while such child or children are yet under the age of sixteen years, such child, or children collectively, shall receive a pension equal to one-half of the salary attached to the position held by their father at the time of his death until the youngest child attains the age of sixteen years; provided that no child shall receive any such pension after attaining the age of sixteen years.

(c) Should the decedent leave no widow, or no orphan child or children, but leave a parent or parents, dependent solely upon him for support, such parents so depending shall collectively receive a pension equal to one-half the salary attached to the position held by the decedent at the time of his death during such time as the Board of Trustees may determine its necessity.

(2) When a member of the department shall die from causes other than those specified in subdivision one (1) of this section, after ten years of service, then his widow, and if there be no widow, then his children, and if there be no widow or children, then his mother if dependent upon him for support, shall be entitled to the sum of One Thousand (1000) Dollars.

(3) Any member of the Fire Department receiving a pension from the Firemen's Relief and Pension Fund, who shall become convicted of a felony, shall become dissipated, an habitual drunkard, or shall become a non-resident of his State, except on leave by the Board of Trustees, shall forfeit all right to said pension.

(4) The Board of Trustees may, on notice from the Chief of the Fire Department, reward any member of the Department for conduct which is heroic and meritorious. The form or amount of such reward shall be discretionary with the Board of Trustees, but it shall not exceed in any one instance one month's salary, and may be paid only out of funds provided by the Council; and the Council may, on application of the Board of Trustees, provide money for such purposes.

(5) The Board of Trustees shall hold quarterly meetings in April, July, October and January of each year and special meetings upon the call of its President; it shall issue warrants, signed by its President and Secretary, to persons entitled thereto for the amount of money ordered paid to such persons from the Firemen's Relief and Pension Fund. Each warrant shall state for what purpose the payment is made.

(6) The Board of Trustees shall keep a public record of its proceedings. It shall at each quarterly meeting send to the Treasurer and to the Auditor a written or printed list of all persons entitled to payments from the Firemen's Relief and Pension Fund, stating the

granted; such lists shall be certified and signed by the President and Secretary of the Board. The Auditor shall thereupon enter a copy of such list upon a book to be kept for that purpose which shall be known as the Firemen's Relief and Pension Fund Book. All warrants signed by the President and Secretary of the Board shall be presented to the Auditor and ordered paid by him out of said fund.

(7) The Board of Trustees shall possess the power to make rules and regulations for its guidance. No compensation shall be paid to any member of the Board of Trustees for any duty required or performed as a member of said Board of Trustees.

(8) The Board of Trustees shall make an annual estimate necessary to carry into effect the foregoing provisions, transmit the same to the Commissioner of Revenue and Finance, who shall cause the same to be included in his annual estimate of the probable expenditures of the City.

(9) The Treasurer shall retain from the compensation of each member of the Fire Department Two (2) Dollars per month, which shall forthwith be paid into the Firemen's Relief and Pension Fund. No other or further deduction shall be made from such pay for any other fund or purpose unless the same is authorized by this Charter.

ARTICLE XVI.
Health Department

Appointment.

Sec. 105. The Commissioner of Public Health and Safety as head of the Health Department shall appoint a Health Officer, a City Chemist, a Market and Food Inspector and a Plumbing Inspector, subject to confirmation by the Council. He shall also appoint all such other inspectors, clerks, assistants and employees, as may be provided for by the Council by ordinance, for the efficient administration of the Health Department.

Authority of Commissioner and Inspectors

Sec. 106. Said Commissioner of Public Health and Safety shall have general supervision over the sanitary condition of the City and shall have power to compel owners of property to keep the same free from anything filthy, obnoxious or dangerous to health. He, or any authorized inspector of his Department, shall inspect when called upon by any person, and when in his or their opinion it seems necessary, all provisions, meats, fish, fruit, vegetables, bread, flour, pork, whiskey, beer, wine, milk, water, and any and all meats and any and all other things offered for sale to be used as food or drink, and shall have the right to enter for the purpose of making such examination or inspection any place or building where any provisions, fruits, vegetables, whiskey, beer, wine, milk or other liquids are manufactured or kept for sale; and no person shall be permitted to sell or dispose of anything pronounced by said Commissioner or any authorized Inspector of his Department to be unfit for food or drink, and all such articles or things may be seized and destroyed by said Commissioner or by said Market and Food Inspector.

Qualification of Health Officer, Etc.

Sec. 107. The Health Officer shall be a graduate of a reputable medical college and shall have practiced medicine for at least five years. He shall be licensed to practice medicine in this State. The City Chemist shall be a person skilled and qualified for the efficient and capable performance of the duties usually appertaining to such office. The Plumbing Inspector shall be a plumber of five years' practical experience and regularly licensed as such.

Power of Arrest.

Sec. 108. The Commissioner of Public Health and Safety and all regularly appointed employees of the Health Department shall have the right, and power to arrest any person or persons who may violate any of the rules and regulations of the Department. It shall also be the duty of any police officer or policeman to arrest any person or persons guilty of such violation.

Duties of Physicians and House Holders.

Sec. 109. Every person in the City shall promptly report in writing to the Health Department every patient whom he shall have sick of an infectious, contagious or communicable disease dangerous to the public health; and every householder upon reasonable notice from said Department, that an occupant of his or her house is suffering from any infectious, contagious or communicable disease dangerous to the public health, shall forthwith adopt such preventive means and regulations as said Department shall prescribe. Every person who shall fail to report such case of sickness as required herein, and every householder who shall fail to comply with the rules, requirements and regulations of said Department, shall be subject to such fines and penalties as the Council may by ordinance prescribe.

ARTICLE XVII.
Electrical Department.

Appointments.

Sec. 110. The Electrical Department shall be under the supervision of the Commissioner of Public Health and Safety. The Commissioner of Public Health and Safety shall appoint a Superintendent and an Assistant Superintendent and necessary subordinates according to the Civil Service provisions of this Charter. The appointment of the Superintendent shall be subject to confirmation by the Council. The employees of this Department shall, as far as may be practicable, have the benefit of the provisions covering leave of absence and vacations which prevail in the Police and Fire Departments.

Powers and Duties.

Sec. 111. The Electrical Department shall have general charge and supervision over all municipal electrical matters, and in particular shall have charge of the construction and maintenance of the Fire Alarm and Police Telegraph Systems and is also charged with the duty of enforcing all the rules, regulations, orders and requirements, made by ordinances in regard to the inspection and supervision of electrical wires and appliances for furnishing light, heat or power in, under, over or upon the streets and buildings of the City of Oakland. This Department shall also have charge of the municipal lighting and power, and shall make tests of the gas used throughout the City to determine its light and heat giving properties.

ARTICLE XVIII.
Finance and Taxation.

The Fiscal Year.

Sec. 112. The fiscal year of the City shall commence upon the first day of July of each year, and end on the thirtieth day of June of the following year.

Tax System.

Sec. 113. (1) Except as in this article otherwise provided, the assessment of property taxable in the City for municipal purposes, the equalization of assessments and collection of taxes, and the sale of property for unpaid taxes and the redemption of property sold for taxes, shall be made and had at the same time and manner, and with like effect, as now or may be hereafter provided by law for the assessment of property, equalization of assessments, levy and collection of taxes and sale of property for unpaid taxes for State and county purposes, and redemption thereof; and all provisions of law applicable to such assessment, equalization, levy, collection and sale for State and county purposes, are hereby applied to and shall be the law governing such assessment, equalization, levy, collection and sale for municipal purposes; and the respective officers of the City shall have, possess and perform the same powers and duties in all matters concerning revenue and taxation for municipal purposes as are by law conferred or imposed upon county officers in matters concerning revenue and taxation for State and county purposes; and to that end:

1st—All powers and duties so by law conferred or imposed upon the County Assessor are hereby conferred and imposed upon the City Assessor.

2nd—All powers and duties so by law conferred or imposed upon the Board of Supervisors are hereby conferred and imposed upon the Council.

3d—All powers and duties so by law conferred or imposed upon the District Attorney are hereby conferred and imposed upon the City Attorney.

4th—All powers and duties so by law conferred or imposed upon the County Tax Collector are hereby conferred and imposed upon the City Tax Collector.

5th—All powers and duties so by law conferred or imposed upon the County Treasurer are hereby conferred and imposed upon the City Treasurer.

6th—All powers and duties so by law conferred or imposed upon the County Clerk or County Auditor are hereby conferred and imposed upon the City Clerk and City Auditor.

The Assessor need not require from any person any statement as to any property not taxable in the city, nor transmit or send to any officer other than the officers of the city any statement or report whatsoever, nor make any record or entry as to equalization by the State Board of Equalization, or as to school, road or other districts.

(2) On or before the first Monday in

complete his list, or assessment roll, and shall attach his certificate thereto, and deliver it, and the books and any maps he may have accompanying the same, and all the original lists of property given to him, to the City Clerk, and the Clerk shall thereupon notify the Board of Equalization of the fact. Said roll shall be kept in his office for public inspection.

(3) The Assessor must make the abstract provided for in Section (3673) of the Political Code. Should any such abstract or list be found to contain any instrument relating to lands situated partly within and partly without the City, it shall be the duty of the Assessor to determine the proportion of valuation of such instrument to be assessed in the city and assess the same accordingly.

(4) The Council may, by resolution, extend for not exceeding thirty days, the time fixed in this Article for the performance of any act.

(5) No City officer shall be required, by virtue of anything contained in this Article, to send or transmit any statement or report to any State officer or Board.

(6) The Assessor shall be governed, as to the amount of taxes to be by him collected on personal property, by the City tax rate of the previous year.

(7) All papers and instruments required to be filed or recorded with or by the County Recorder by the revenue and taxation laws of the State shall, under said laws as applied to the City, be in like manner and with like effect filed with and recorded by the County Recorder of Alameda County.

(8) The assessment of property within the City of Oakland, or assessable by the City, made by the City Assessor of the City of Oakland and the State Board of Equalization shall be the basis of taxation for the City.

(9) It shall be the duty of the Assessor, at any time subsequent to the first Monday in July and prior to the fourth Monday in August of each year, to assess any property which shall not be on the regular list, and he shall enter such assessment in a separate portion of the tax list or assessment roll, under the head of "Subsequent Assessments," and shall deliver the same, certified by him, or a true copy thereof, to the City Clerk, to be by him compared with the entries on the assessment roll.

Department Estimates of Annual Requirements.

Sec. 114. On or before the third Monday in July of each year or on such date in each year as shall be fixed by the Council, the heads of departments, offices and boards shall send to the Commissioner of Revenue and Finance a careful estimate in writing of the amounts, specifying in detail the objects thereof, required for the business and proper conduct of their respective departments, offices and boards during the next ensuing fiscal year.

Annual Estimate of City's Requirements and Revenue.

Sec. 115. On or before the third Monday in August in each year, the Commissioner of Revenue and Finance shall submit to the Council an estimate of the probable expenditures of the City government for the next ensuing fiscal year, stating the amount required to meet the interest and sinking funds for the outstanding bonded indebtedness of the City and the wants of all the departments of the municipal government in detail, and showing specifically the amount necessary to be provided for each fund and department; also an estimate of the amount of income from fines, licenses and other sources of revenue exclusive of taxes upon property, and the probable amount required to be levied and raised by taxation.

Annual Budget.

Sec. 116. The Council shall meet annually prior to fixing the tax levy and make a budget of the estimated amounts required to pay the expenses of conducting the business of the City government for the next ensuing fiscal year. The budget shall be prepared in such detail as to the aggregate sum and the items thereof allowed to each department, office or board as the Council may deem advisable.

Board of Equalization.

Sec. 117. The Council shall meet at its usual place of meeting on the First Monday in July of each year, at eleven o'clock in the forenoon of said day, and sit as a Board of Equalization for the purpose of equalizing the taxes, and shall continue in session from day to day until the last Monday in July. The City Clerk shall give notice of such meetings by one publication in the official newspaper. Said Board of Equalization shall have power to hear complaints and to correct, modify, strike out or to lower or to raise any assessment, provided that notice shall be given to the party whose assessment is to be raised.

Annual Tax Levy.

Sec. 118. The Council must finally adopt, not later than the first Tuesday in September, an ordinance levying upon the assessed valuation of the property in the City, subject to the provisions of this Charter, a rate of taxation upon each one hundred dollars of valuation sufficient to raise the amounts estimated to be required in the annual budget, less the amounts estimated to be received from fines, licenses and other sources of revenue. It shall then deliver the assessment roll to the Auditor and ex-officio Assessor, who shall compute and carry out the amount of the tax so levied upon each parcel of property contained in said assessment roll. The corrected list for each tax shall be the assessment roll of said tax for said year, and it shall be certified by the Auditor and ex-officio Assessor as being the assessment roll of said tax.

The tax levy authorized by the Council, when collected, shall be placed in the general fund, which may be apportioned by the Council, except as otherwise provided in this Charter.

Taxation for School Purposes.

Sec. 119. The Council shall, when requested by the Board of Education, levy annually, a tax not to exceed five cents on each one hundred dollars of the assessed value of all real and personal property within the city. This amount when collected, shall be used in the building fund of the school department, and shall be used only for the purchase of land for educational purposes, or for the construction of permanent school buildings, or permanent additions thereto.

No land shall be purchased with any money raised by such tax except with the approval of the Council, as provided for by Sec. One Hundred Eighty-seven (187) of this Charter, and no school building or addition thereto shall be constructed with any money raised by such tax except in the manner provided for by Secs. One Hundred Eighty-eight (188) and One Hundred Eighty-nine of this Charter, and no money raised by such tax shall be placed in any fund of the school department, except upon these conditions. The Council may, upon request of the Board of Education, levy a rate upon the taxable property of the city which will, with the money obtained from other sources for educational purposes, raise sufficient funds to adequately support the public schools of the city. The money collected for school purposes shall be immediately paid into the proper school fund of the city, to be drawn out only on the order of the Board of Education, and only for the purposes for which it was collected.

Cash Basis Fund.

Sec. 120. The Council shall create and maintain a permanent revolving fund, to be known as the Cash Basis Fund, for the purpose of putting the payment of the running expenses of the City on a cash basis. For this purpose the Council shall provide that, from the money collected from the annual tax levy and from money received from other sources, a sum equal to not less than two and one-half cents on each one hundred dollars of the assessed value of said property shall be placed in such fund until the accumulated amount in such fund shall be sufficient to meet all legal demands against the treasury for the first four months or other necessary period of the succeeding fiscal year.

The Council shall have power to transfer from the Cash Basis Fund to any other fund or funds such sum or sums as may be required for the purpose of placing such fund or funds, as nearly as possible, on a cash basis. It shall be the duty of the Council to provide that all money so transferred from the Cash Basis Fund be returned thereto before the end of the fiscal year.

Tax Liens.

Sec. 121. All taxes assessed, together with any percentages imposed for delinquency and the cost of collection, shall constitute liens on the property assessed; every tax upon personal property shall be a lien upon the real property of the owner thereof. The liens provided for in this section shall attach as of the first Monday in March in each year, and may be enforced by actions in any court of competent jurisdiction to foreclose such liens, or by a sale of the property affected and the execution and delivery of all necessary certificates and deeds there-

prescribed by ordinance; provided, that when real estate is offered for sale for City taxes due thereon, the same shall be struck off and sold to the City, in like case and in like manner and with the like effect and with like right of redemption, as it may be struck off and sold to the State when offered for sale for State and County taxes, except that no certificate or receipt need be delivered to the State Controller and the Council shall have power to provide for the procedure to be followed in such sales to the City and redemption thereafter.

Duties of the Auditor.

Sec. 122. The Auditor shall be ex-officio Assessor. As Assessor he shall perform all the duties prescribed by this Charter or by law for assessing property in the City for purposes of taxation. As Auditor he shall keep and number a record of all demands allowed by him, showing the date of approval, amount, and name of original holder, the number, on what account and out of what fund payable. He shall be required to be constantly acquainted with the exact condition of the treasury. He shall within one week after the close of each month, or oftener if required, report to the Council the condition of each fund in the treasury. He shall keep a complete set of books for the City, in which shall be set forth in a plain and businesslike manner every money transaction of the City, so that he can tell at any time the exact condition of the City's finances. He shall make an annual report showing the sources from which the City's revenue was derived and how expended.

The Auditor must prepare, countersign and deliver from time to time to the Treasury, and to every officer authorized by law to charge or collect any fee, commission, percentage, allowance or compensation for the performance of any official service or duty, as many receipts as may be required, charging therewith the Treasurer or other officials receiving them. He shall draw and sign all warrants upon the treasury. Every demand against the City from whatever source, including the School Department and the Oakland Free Library, when allowed by the Council or proper Board, shall have stamped upon it the date of approval by such body and shall be signed by the President and Secretary or Clerk of such body and shall then be presented to the Auditor, who shall satisfy himself whether the money is legally due and remains unpaid and its payment authorized by law and out of what fund. After such examination he shall approve or reject the claim in whole or in part and indorse on such demand his approval or rejection over his signature, together with the date thereof. If it is approved the fund out of which it is to be paid shall be designated. If it is not approved, unless the party presenting it is willing to take in full for the entire demand the sum offered, the Auditor shall reject it and return it with his reasons for rejection, to the body which originally authorized it; then, if it is allowed, by a four-fifths vote of the entire body authorizing it, it shall be audited in the same manner as if it had not been rejected, provided the body had the authority to make the expenditure out of which the claim arose.

No demand upon the City treasury shall be considered, presented for action, or acted upon, allowed or approved unless it specifies on its face each several item composing it and the amount and date thereof. Every demand on any fund shall be numbered and acted upon by the Auditor in the order of its presentation to him; and when allowed either in whole or in part, the warrant therefor shall be numbered and entitled to payment out of said fund in the same order as allowed. No demand upon the treasury shall be allowed by the Auditor in favor of any officer or other person, or any firm, company or corporation, or his or its assigns, who is in any manner indebted to the City upon an obligation due the City, without first deducting therefrom the amount of such indebtedness. He shall on application of any person indebted to the city, holding money payable into the City treasury or desiring to pay money therein, certify to the Treasurer the amount thereof, to what fund applicable, and by whom to be paid. He shall charge the Treasurer with the amount received.

It shall be his duty to apportion among the several funds all public money at any time in the City treasury, not by law or ordinance specifically apportioned and forthwith notify the Treasurer of such apportionment.

If for any reason a warrant remains unpaid for a period of three (3) years, during all of which time funds have been available to meet it, the Auditor may cancel it upon his records, but he must at the same time enter a record of it upon a book kept for that purpose, and should demand be made for payment of the claim involved at a subsequent date, draw a warrant in payment therefor against the General Fund of the fiscal year then current.

Disposition of Money Collected.

Sec. 123. Every officer collecting or receiving any moneys belonging to or for the use of the City, or in his official capacity, shall settle for the same with the Auditor on or before the last day of each week, or at more frequent intervals as may be directed by the Council, and immediately pay all of the same into the treasury, accompanied by the certificate of the Auditor, for the benefit of the funds to which such moneys severally belong. When the last day of the week falls upon a legal holiday, the said payments shall be made on the next preceding business day.

Uniform Accounts and Reports.

Sec. 124. Upon the recommendation of the Commissioner of Revenue and Finance and the Auditor, the Council shall provide by ordinance a system of accounting for the City not inconsistent with the provisions of this Charter, which shall be, as nearly as may be, a uniform system as to all departments.

ARTICLE XIX.
Public Work and Supplies.

Form of Contracts.

Sec. 125. All contracts shall be drawn under the supervision of the City Attorney. All contracts must be in writing, executed in the name of the City of Oakland by an officer or officers authorized to sign the same, and must be countersigned by the Auditor, who shall number and register the same in a book kept for that purpose.

Requirements for Bids.

Sec. 126. All proposals shall be made upon printed forms to be prepared by the City and furnished gratuitously upon application, with a form for the affidavit, hereinafter provided for, printed thereon. Each bid shall have thereon the affidavit of the bidder that such bid is genuine and not sham or collusive or made in the interest or in behalf of any person not therein named and that the bidder has not directly or indirectly induced or solicited any other bidder to put in a sham bid, or any other person, firm or corporation to refrain from bidding, and that the bidder has not in any manner sought by collusion to secure to himself an advantage over any other bidder. Any bid made without such affidavit or in violation thereof, and also any contract let thereunder, shall be absolutely void. All bids shall be clearly and distinctly written without any erasure or interlineation, and if any bid shall have an erasure or interlineation it shall not be received or considered by the Council or Board as the case may be.

All proposals offered shall be accompanied by a check certified by a responsible bank, payable to the order of the City Clerk, for an amount not less than ten per cent of the aggregate of the proposal; and no proposal shall be considered unless accompanied by such check.

No person, firm or corporation shall be allowed to make or file or be interested in more than one bid for the same work. If, on the opening of said bids, more than one bid appear in which the same person, firm or corporation is interested, all such bids shall be rejected.

On the day and at the hour specified in said notice inviting sealed proposals the Council, or Board as the case may be, shall assemble and remain in session for at least one hour, and all bids shall be delivered to the Council, or Board as the case may be, while it is so in session, and within the hour named in the advertisement. No bid not so delivered to the Council, or Board as the case may be, shall be considered. Each bid as it is received shall be numbered and marked "Filed" by the President and authenticated by his signature. At the expiration of the hour stated in the advertisement, within which the bids will be received, the Council, or Board as the case may be, shall, in open session, open, examine and publicly declare the same, and an abstract of each bid shall be recorded in the minutes of the Council, or Board as the case may be, by the City Clerk or the Secretary of such Board. Before adjourning, the Council, or Board as the case may be, shall compare the bids with the record made by the City Clerk or the Secretary of such Board, and shall thereupon, at said time, or at such other time, not exceeding twenty days thereafter, as the Council, or Board as the case may be, may adjourn to, award the contract to the lowest bidder, except as otherwise in this Charter provided. Notice of such award shall forthwith be

City Clerk or the Secretary of such Board, on a bulletin board at or near the Council Chamber door of the Council.

The Council, or Board as the case may be, may reject any and all bids, and must reject the bid of any party who has been delinquent or unfaithful in any former contract with the City, and all bids other than the lowest regular bid; and on accepting such lowest bid, shall thereupon return to the proper parties the checks corresponding to the bids so rejected. If all the bids are rejected the Council, or Board as the case may be, shall return all the checks to the proper parties and may again invite sealed proposals as in the first instance.

The check accompanying the accepted bid shall be held by the City Clerk until the contract for doing said work, as hereinafter provided, has been entered into, and the bond accompanying the same, as hereinafter provided, is approved and filed, whereupon said certified check shall be returned to said bidder.

If said bidder fails or refuses to enter into the contract to do said work, as hereinafter provided, then the certified check accompanying his bid, and the amount therein mentioned, shall be forfeited to the City, and shall be collected and paid into the General Fund. Neither the City Council nor any Board shall have the power to relieve from or remit such forfeiture.

Penalty for Collusion.

Sec. 127. If at any time it shall be found that the person, firm or corporation to whom a contract has been awarded has, in presenting any bid or bids, colluded with any other party or parties, then the contract so awarded shall be null and void, and the contractor and his bondsmen shall be liable to the City for all loss or damage which the City may suffer thereby, and the Council, or Board as the case may be, may advertise for a new contract for said work.

Contracts—Bonds.

Sec. 128. All contracts shall be signed in triplicate, one of which with the specifications, and drawings if any, of the work to be done or materials to be furnished, or both as the case may be, shall be filed with the City Clerk; one thereof with said specifications and drawings shall be kept in the office of the Commissioner of the department under whose supervision the work is to be done, or in case the work is being done under the supervision of a Board, then in the office of the Secretary of such Board; and the other with said specifications and drawings shall be delivered to the contractor.

At the same time with the execution of the contract the contractor shall execute to the City and deliver to the Auditor a bond in the form named in the notice for proposals with two or more sufficient sureties to be approved by the Council, or Board as the case may be, or shall deposit with the Auditor a certified check upon some solvent bank for the said amount, for the faithful performance of the contract. No surety on any bond other than lawfully authorized surety companies shall be taken unless he shall be a payer of taxes on property not exempt from execution or subject to homestead claim, the assessed value of which over and above all encumbrances is equal in amount to his liabilities on all bonds on which he may be surety to the City and each surety shall certify and make an affidavit (for which a form shall be printed upon said bond), signed by him, that he is assessed upon the last assessment roll of the City, in his own name, for property in an amount greater than his liabilities on all bonds on which he is surety to the City, and that the taxes on such property so assessed are not delinquent.

The contract shall specify the time within which the work shall be commenced and when to be completed, as was specified in the notice inviting proposals therefor. The Council, or the Board as the case may be, may extend said time, but in no event shall the time for the performance of any contract be extended for more than ninety days beyond the time originally fixed for its completion, except by the unanimous vote of the Council, or Board as the case may be.

In case of failure on the part of the contractor to complete his contract within the time fixed in the contract or within such extension of said time as herein provided for, the contract shall by that fact be terminated and the Council, or Board as the case may be, shall not thereafter pay or allow him any further compensation for any work done by him under said contract; and the Council, or Board as the case may be, may proceed to complete such contract either by reletting or otherwise and the contractor and his bondsmen shall be liable to the City for all loss or damage which it may suffer on account of his failure to complete his contract within such time.

Progressive Payments on Contracts.

Sec. 129. Any contract may provide for progressive payments, if in the ordinance authorizing or ordering the work permission is given for such a contract. But no progressive payments can be provided for or made at any time which with prior payments, if there have been such, shall exceed in amount at that time seventy-five per cent of the value of the labor done and the materials used up to that time, and no contract shall provide for or authorize or permit the payment of more than seventy-five per cent of the contract price before the completion of the work done under said contract and the acceptance thereof by the proper officer, department or board.

Public Work to Be Done by Contract.

Sec. 130. In the erection, improvement and repair of all public buildings and works, in all streets and sewer work, and in all work in or about streams, bays or water fronts or in or about embankments or other works for protection against overflow or erosion, and in furnishing any supplies and materials for the same, or for any other use by the City or in the purchasing of any supplies to be used by the City, when the expenditure required for the same exceeds the sum of five hundred dollars, shall be done by contract, and shall be let to the lowest responsible bidder, after advertising for five consecutive days in the official newspaper for sealed proposals for the work contemplated or supplies to be furnished. Such notice shall distinctly and specifically state the work contemplated or supplies to be furnished. Provided, however, the Council may reject any and all bids, if deemed excessive, and readvertise for bids, or provide for the work to be done by the Department of Public Works or the supplies to be purchased in the open market; but in no case shall such supplies be bought at a price as high as the lowest bid received from a responsible bidder. In case no bid is received the Council may likewise provide for the work to be done by the Department of Public Works or the supplies to be purchased in the open market.

Indorsement of Auditor Upon Contracts.

Sec. 131. No contracts made, the expense of whose execution is not provided by law or ordinance to be paid by assessment upon the property benefited, shall be binding or of any force, unless the Auditor shall endorse thereon his certificate that there remains unexpended and unapplied as herein provided, a balance of the appropriation or fund applicable thereto, sufficient to pay the estimated expense of executing such contract, as certified by the board or officer making the same. This provision shall not apply to work done, or supplies furnished, involving expenditure of less than two hundred and fifty dollars, unless the same is required by law to be done by contract at public letting. The Auditor shall make such endorsement upon every such contract so presented to him, if there remains unapplied and unexpended such amount so certified by the board or officer making the contract, and thereafter such sum shall be held and retained to pay the expense incurred until the contract shall be fully performed. The Auditor shall furnish weekly to the head of each department a statement of the unexpended balances of the appropriation for his department.

Contracts for Official Advertising.

Sec. 132. The Council shall let annually contracts for the official advertising for the ensuing fiscal year. For this purpose the Council shall advertise for five consecutive days, setting forth distinctly and specifically the work contemplated to be done, including the type and spacing to be used, and asking for sealed proposals therefor. The Council shall let the contracts for such official advertising to the lowest responsible bidder publishing a daily newspaper in the City of Oakland which is a newspaper of general circulation, having a bona fide general circulation of at least five thousand (5000) copies, and which newspaper has been regularly published in said City for two successive years prior to the time of awarding the contract, provided, that the Council may reject any or all bids if found excessive, and advertise for new bids.

The newspaper to which the award of such advertising is made shall be known and designated as the "official newspaper." Except when otherwise provided in this Charter, or by general law, all official publication made by the City shall be made in the official newspaper only.

All election notices, or lists of candidates for office, department reports, ordinances, charters, or charter amend-

publications required or authorized by this Charter, by general law, or by any ordinance of the City to be made in any newspaper and all such publications for which the City of Oakland may be liable, shall be paid for by the City at such rates as shall not, in any event, exceed the ordinary and regular advertising rates charged other advertisers; and all printing of books, pamphlets, bills, letterheads or other documents or printed matter required by the City shall be paid for at a price not exceeding the usual business rates therefor. No bill shall be paid by the City for such advertising or printing in excess of the said usual business rates.

Contracts for Lighting.

Sec. 133. No contract for lighting streets, public buildings, places or offices shall be made for a longer period than one year, nor shall any contract to pay for electric light or any illuminating material at a higher rate than the minimum price charged to any other consumer during the life of said contract with the City be valid.

Contracts for Water.

Sec. 134. No contract for supplying water for the use of the municipality in any of its departments shall be valid wherein the rates exceed the minimum rates charged to other consumers during the life of said contract with the City.

Hours of Labor.

Sec. 135. The maximum time of labor or service required of any laborer, workman or mechanic employed upon any municipal work, whether so employed directly by the City and its officers, or by a contractor or sub-contractor, shall be eight hours during any one calendar day.

Collusion with Bidder—Effect on Officer.

Sec. 136. Any officer of the City, or of any department thereof, who shall aid or assist a bidder in securing a contract to furnish labor, material or supplies at a higher price than that proposed by any other bidder, or who shall favor one bidder over another by giving or withholding information or who shall wilfully mislead any bidder in regard to the character of the material or supplies called for, or who shall knowingly accept materials or supplies of a quality inferior to those called for by the contract, or who shall knowingly certify to a greater amount of labor performed than has been actually performed, or to the receipt of a greater amount or different kind of material or supplies than has been actually received, shall be deemed guilty of malfeasance and shall be removed from office, and be forever ineligible to hold any office or employment in or under the City of Oakland.

ARTICLE XX.
Franchises.

Property Rights of the City Inalienable.

Sec. 137. The rights of the City in and to its water front, wharf property, land under water, public buildings, wharves, docks, streets, highways, public parks and all other public places, except as otherwise provided in this Charter, are hereby declared inalienable.

No Use of Streets Without a Franchise.

Sec. 138. No person, firm or corporation shall ever exercise any franchise, permit or privilege mentioned in this article except in so far as he or it may be entitled to do so by direct authority of the Constitution of California or of the Constitution or laws of the United States, in, upon, over, under or along any street, highway or other public place in the City unless he or it shall have obtained a grant therefor in accordance with the provisions of this article of this Charter.

Franchises to Use Streets.

Sec. 139. Every franchise, permit or privilege for the purposes hereinafter enumerated in this Section shall, except as otherwise provided in the Constitution of the State of California, be granted by the Council upon the condition specified in this Article, and not otherwise;

(1) Every franchise, permit or privilege to construct or maintain or operate a street railroad, a suburban railroad, or an interurban railroad along, upon, over, in, under or across any street, lane, alley, court, highway, road, park, or other public place in the City of Oakland.

(2) Every franchise, permit or privilege to lay or maintain or operate pipes or conduits along, upon, over, in, under or across any street, lane, alley, court, highway, road, park, or other public place in the City of Oakland for the purpose of transmitting water, gas, steam, oil, air or other substances.

(3) Every franchise, permit or privilege to erect or maintain or operate poles or to string wires along, upon, over, under, in or across any street, lane, alley, court, highway, road, park, or other public place in the City of Oakland, for the purpose of transmitting electricity or electrical energy.

Nothing in this section shall be construed as applying to spur or side tracks provided for in subdivision Fifty-five (55) of Sec. Fifty-one (51) of this Charter.

Applications for Franchises.

Sec. 140. (1) An applicant for a franchise, permit or privilege shall file with the Council an application therefor, and thereupon the Council shall, if it proposes to grant the same, advertise the fact of said application, together with a statement that it is proposed to grant the same, in the official newspaper of the City. The publication of such advertisement must run for ten consecutive days, Sundays and legal holidays excepted, and must be completed not less than fifteen and not more than thirty days before any further action can be taken on such application.

Conditions of Grant.

(2) The advertisement must state the character of the franchise, permit or privilege it is proposed to grant, and, if it be a street railroad, or a suburban or interurban railroad, the route to be traversed; that sealed bids therefor will be opened at a stated time and place, and that the franchise, permit or privilege will be awarded to the bidder offering to pay to the City during the life of the franchise, permit or privilege, the highest percentage of the gross annual receipts received from the use, operation or possession of the franchise, permit or privilege, provided that such percentage be not less than two per cent of said gross annual receipts during the first five years, not less than four per cent during the next ten years and not less than five per cent during the last twenty years, provided that if the franchise, permit, or privilege be a renewal of a right already in existence, the payment of the highest percentage of the gross receipts shall begin immediately on the taking effect of the new franchise, and provided further that the Council shall have the right to reject any and all bids.

Bidding for the Franchise.

(3) At the time of opening the sealed bids, any responsible person, firm or corporation may bid for such franchise, permit, or privilege not less than one-half of one per cent of the gross annual receipts for the entire term of the franchise above the highest sealed bid therefor, and such bid so made may be raised not less than one-half of one per cent of the gross annual receipts for such entire term by any other responsible bidder, and such bidding may continue until finally such franchise shall be struck off, sold and awarded by the Council to the person, firm or corporation offering the highest percentages of the gross annual receipts arising from the use, operation or possession of such franchise, subject to the provision of subdivision two (2) of this section; provided, that if, in the judgment of the Council, no adequate or responsible bid has been made, the Council may withdraw such franchise from sale or advertise for new bids.

If the franchise, permit or privilege is for a street railroad, or a suburban railroad or an interurban railroad which shall extend beyond the limits of the City of Oakland, then and in that case the percentages of gross receipts above specified shall be computed or reckoned as follows: The total length of the said railroad within and without the City shall be compared to the length of the said railroad within the City for which a franchise, permit or privilege is bid for, and such fraction of the entire gross receipts for the whole of such railroad within and without the City as the portion of such railroad within the City is of the said whole railroad shall be deemed and considered the gross receipts upon which the above percentages to be paid into the City treasury shall be reckoned. Any street railroad, suburban railroad or interurban railroad which, without having a franchise, permit or privilege from the City of Oakland so to do, uses the tracks of any other street railroad, suburban railroad or interurban railroad within the City of Oakland, shall pay into the treasury of the City of Oakland such minimum percentages of the gross receipts as are specified in subdivision two (2) of this section.

Deposit as Guarantee of Good Faith.

(4) Every application for a franchise, permit or privilege under this article and every bid except that of the applicant under this article shall be accompanied by a cash deposit of two thousand dollars or a certified check for said amount, payable to the City Clerk, certified to by some responsible bank, as a guarantee of the good faith of the applicant or bidder, and as a fund out of which to pay all expenses connected with such application and the granting of such franchise, permit or privilege.

Upon the franchise, permit or privi-

the deposit of the successful bidder shall be retained until the approval and filing of the bond hereinafter provided for, whereupon the remainder of such deposit, after the payment therefrom of all expenses incurred by the City in connection with the advertising and awarding of such franchise, permit or privilege, shall be returned

Free Competition in Bidding.

(5) No clause or condition of any kind shall be inserted in any advertisement of any franchise, permit or privilege offered for sale under the terms of this article which shall directly or indirectly restrict free and open competition in bidding therefor

Bond.

(6) The successful bidder for any franchise, permit or privilege awarded under this article shall file a bond running to the City to be approved by the Council, in the penal sum prescribed by the Council and set forth in the advertisement for bids conditioned that such bidder shall well and truly observe and faithfully perform each and every term and condition of such franchise permit or privilege, and that in case of any breach of condition of such bond the whole amount of the penal sum therein named shall be taken and deemed to be liquidated damages and shall be recoverable from the principal and surety upon such bond

Such bond shall be filed with the Council within five days after such franchise, permit or privilege is awarded and within thirty days after the filing and approval of such bond such franchise permit or privilege shall by the Council be granted by ordinance subject to the referendum provisions of this Charter to the person firm or corporation to whom it shall have been struck off sold or awarded and in case such bond shall not be so filed, the award of such franchise permit or privilege shall be set aside and any money deposited in connection with the awarding of the franchise permit or privilege shall be forfeited and the franchise permit or privilege shall, in the discretion of the Council be re-advertised and again offered for sale in the same manner and under the same restrictions as hereinbefore provided

Life of Franchise

Sec 141 The maximum length of time for which a franchise permit or privilege to use the streets, alleys highways lands waters or other public places in the City may be granted to any person firm or corporation shall be thirty five (35) years

Beginning and Completion of Work

Sec 142 Construction work under any franchise permit or privilege granted in accordance with the terms of this article shall be commenced in good faith within not more than four months from the date of the taking effect of the ordinance granting such franchise permit or privilege and if not so commenced within said time said franchise permit or privilege shall be forfeited Work under any franchise permit or privilege so granted shall be completed within the time fixed for such completion in the ordinance granting said franchise permit or privilege which time shall be not more than three years from the date of the taking effect of the ordinance granting said franchise permit or privilege and if not so completed within said time said franchise permit or privilege shall be forfeited provided that if good cause be shown the Council may by resolution extend the time for completion thereof not exceeding three months and provided that the limitations and provisions hereof as to the time within which work shall be completed shall not apply to extensions of service under franchises permits or privileges other than for railroads street railroads suburban or interurban railroads

Service and Accommodation

Sec 143 The grant of every franchise, permit or privilege shall be subject to the right of the City whether or not reserved in such grant to make all regulations which shall be necessary to secure in the most ample manner the safety welfare and accommodation of the public including among other things the right to pass and enforce ordinances to protect the public from danger or inconvenience in the operation of any work or business authorized by the grant of the franchise permit or privilege and the right to make and enforce all such regulations as shall be reasonably necessary to secure adequate sufficient and proper service and accommodations for the people and insure their comfort and convenience

Rates and Charges

Sec 144 The grant of every franchise permit or privilege shall be subject to the right of the City whether or not reserved in such grant to prescribe and regulate the rates fares rentals or charges made for the service rendered under such franchise permit or privilege The grant of every franchise permit or privilege for a railroad street railroad or a suburban or interurban railroad shall provide that all United States mail carriers when in uniform and all policemen firemen and employes of the Electrical Department of the City while in the actual discharge of their duties be allowed to ride on all cars of such railroad within the boundaries of the City without paying fare therefor and with all the rights of other passengers

Right of City to Assume Ownership

Sec 145 Every ordinance granting any franchise permit or privilege provided for in this Article shall provide that at the expiration of the period for which the franchise permit or privilege is granted or at such time before said expiration as may be specified in said ordinance the City at its election may upon the payment of a fair valuation therefor to be made in the manner provided in the ordinance purchase and take over to itself the property and plant of the grantee his successors or assigns used in the enjoyment of the said franchise permit or privilege In no case however shall the value of the franchise permit or privilege or the values commonly known as good will or going value be considered or taken into account in fixing such valuation The grantee his successor or assigns of any franchise permit or privilege under this article shall be required in said ordinance to file monthly with the City Clerk an itemized statement of the expenditures for new construction during the calendar month next preceding the filing of said statement and said statement shall be verified by the oaths of the president and secretary of the grantee his successor or assigns if such grantee successor or assign be a corporation or by the oaths of a majority of the members of the firm if the said grantee successor or assign be a firm or by his oath if the grantee his successor or assign be a person No cost of maintenance operation repair or renewal shall be considered to be a cost of construction Or it may be provided in the ordinance granting a franchise permit or privilege under this article that the property and plant of the grantee his successors or assigns used in the enjoyment of the said franchise permit or privilege shall at the expiration of the period for which the franchise permit or privilege was granted revert to and become the property of the City without any compensation being paid by the City to said grantee his successors or assigns and in no case shall any property of any such grantee his successors or assigns be taken over by the City with or without compensation without being subject to the referendum vote as in this Charter provided if referendum be demanded by the people

Regulation of Public Utility Rates

Sec 146 Every ordinance granting any franchise permit or privilege shall provide that the Council shall have the right annually to regulate and fix the price or rate at which commodities productions or services shall be sold or rendered under such franchise permit or privilege But the Council in the exercise of its right shall not fix said price or rate at a lower price or rate than will produce a net revenue to the grantee of said franchise permit or privilege his successors or assigns of less than five per centum per annum computed on the actual cost of construction of the plant and property actually used and employed in the transaction of the business of said grantee his successors or assigns under said franchise permit or privilege

No Conveyance Necessary for City's Ownership

Sec 147 Every ordinance granting any franchise permit or privilege shall provide that the City may take over to itself and become the owner of the property and plant of any grantee as provided in this Article without the execution of any instrument of conveyance The granting of the franchise permit or privilege shall be set forth in all ordinances granting franchises permits or privileges as a valuable consideration for which the grantee his successors and assigns agrees to conform to the terms and conditions of the said ordinance

Lease or Assignment of Franchise

Sec 148 No franchise permit or privilege granted by the City shall be in whole or in part leased assigned or otherwise disposed of or transferred without the express consent of the City given by ordinance and no dealings with any one on the part of the City to require the performance of any act or payment of any compensation by any one shall be deemed to operate as such consent provided that nothing herein shall be privilege from including it in a mortgage or trust deed executed for the purpose of obtaining money for corporate business

Street Sprinkling, Cleaning and Paving.

Sec 149 Every grant of any franchise, permit or privilege in, over, under or along any of the streets, highways or public places in the City for railroad street railway, suburban or interurban railway purposes, shall be subject to the conditions that the person, firm or corporation exercising or enjoying the same shall sprinkle, clean, plank or replank, pave or repave, macadamize or remacadamize the entire length of the street, highway or other public place used by the track or tracks of such railroad or railway, and between the rails and for two feet on each side thereof and between the tracks, if there be more than one, and keep the same constantly in repair, flush with the street, and with good crossings, and such street work must be done with such kind of materials and in such manner as the Council may by ordinance direct, at the same time and as a part of the same operation as the work on the remainder in width of said street highway or other public place, to the satisfaction of the Superintendent of Streets

Examination of Company's Books Audit.

Sec 150 All ordinances granting franchises, permits or privileges under this Article shall provide that the grantee, his successors or assigns shall keep, in such manner as the Council may from time to time require vouchers records and books of accounts The City of Oakland by and through its Mayor, Auditor Deputy Auditor accountants or such other agents as may from time to time, be appointed by the Mayor Auditor or Council shall have the right at all reasonable times to examine all the books vouchers records and other papers of all persons firms or corporations exercising or enjoying any franchise permit or privilege under this Article A refusal to keep said books vouchers and records in the manner provided above or to produce for inspection in the City of Oakland said books vouchers and records at all reasonable times for examination by the Mayor Auditor, Deputy Auditor accountants or other agents appointed by the Mayor, Auditor or Council shall work a forfeiture of the said franchise permit or privilege

Annual Reports of Company

Sec 151 Every person firm or corporation operating any business under a franchise permit or privilege granted under this Article shall file annually with the City Auditor on such date as shall be fixed by the Council a report for the preceding year

Such report shall be in writing verified by the affidavit of such person or persons or officer of the corporation as the Council shall direct and shall contain a statement in such form and details as shall from time to time be prescribed by the Council of all the gross receipts arising from all the business done by said person firm or corporation under said franchise permit or privilege within the City of Oakland for the year immediately preceding such report Such report shall contain such further statements as may be required by the Council concerning the character and amount of business done under said franchise permit or privilege and the amount of receipts and expenses connected therewith and also an itemized account of the money expended under said franchise permit or privilege for new construction repairs and betterments during the year

Books of Records and Reference

Sec 152 The Mayor shall provide and cause to be kept in the office of the City Clerk the following books of record and reference

First—A franchise record indexed and of proper form in which shall be transcribed accurate and correct copies of all franchises or grants by the City to any person persons or corporation owning or operating any public utility The index of said record shall give the name of the grantee and thereafter the name of any assignee thereof Said record shall be a complete history of all franchises granted by the City and shall include a comprehensive and convenient reference to actions contests or proceedings at law if any affecting the same

Second—A public utility record of every person persons or corporation owning or operating any public utility under any franchise granted by the City into which shall be transcribed accurate and correct copies of each and every franchise grant [illegible] by the City to said person persons or corporation or which may be controlled or acquired by them or it, together with copies of all annual reports and inspection reports as herein provided and such other matters of information and public interest concerning the same as the Mayor may from time to time acquire In case annual reports are not filed and inspections are not made as provided the Mayor shall record such fact in the public utility record and in writing, report the same to the Council

Payment of Gross Receipts

Sec 153 The stipulated percentage of gross receipts provided in this Charter to be paid for the use and enjoyment of any franchise permit or privilege shall be paid annually at the time of filing the annual report provided for in section one hundred and fifty-one (151) of this Charter to be filed by persons firms or corporations holding franchises permits or privileges Failure to pay such percentage shall work a forfeiture of the franchise

Forfeiture for Non-Compliance

Sec 154 Every ordinance granting any franchise permit or privilege shall provide for the termination and forfeiture thereof for any breach or failure to comply with any of the terms limitations or conditions thereof and in all such cases the Council shall have power to declare the termination and forfeiture of any such franchise permit or privilege the same as though in each instance such power was expressly reserved and whether the Charter shall provide that any ordinance granting a franchise permit or privilege shall contain any terms or conditions whatsoever the said terms and conditions shall be considered as included in said franchise permit or privilege whether or not specified in the ordinance granting said franchise permit or privilege

Limitations on Water Front Franchises

Sec 155 No exclusive franchise permit or privilege except for the purpose of constructing or maintaining or operating railroads wharves docks slips quays drydocks graving docks shipyards or marine railways and the appurtenances necessary to each and all of them shall be granted by the City or the Council to in over or upon any portion of the bed of the Bay of San Francisco or of the Estuary of San Antonio or of the Bay of San Leandro And all franchises permits [illegible] in over or upon any portion of the bed of the Bay of San Francisco or the Estuary of San Antonio or of the Bay of San Leandro shall be subject to the right of any and all other railroads or railroad companies to have their cars switched and transported by the operators of railroads under such franchises permits or privileges to designated points and for designated purposes over all tracks created under said franchises permits or privileges upon payment of a reasonable compensation for such switching and transportation But no franchise permit or privilege shall be granted for any portion of the bed of the Bay of San Francisco greater in width than seven hundred feet measured at right angles to Twelfth street or to F street projected westerly And no franchise permit or privilege shall be granted for any portion of the bed of the Estuary of San Antonio between the eastern line of Linden street projected southerly and the eastern line of Alice street projected southerly greater in width than seven hundred feet measured at right angles to Broadway or to Adeline street No exclusive franchise permit or privilege for any portion of the bed of the Bay of San Francisco shall be granted within seven hundred feet of any other exclusive franchise permit or privilege for any portion of the bed of the Bay of San Francisco No exclusive franchise permit or privilege for any portion of the bed of the Estuary of San Antonio between the eastern line of Linden street projected southerly and the eastern line of Alice street projected southerly shall be granted within seven hundred feet of any other exclusive franchise permit or privilege [illegible] of the Estuary of San Antonio Nothing shall [illegible] franchise permit or privilege [illegible] in over or under any portion of the bed of the Bay of San Francisco or the Estuary of San Antonio or of the Bay of San Leandro which shall obstruct hinder or prevent the construction maintenance and operation of such continuous belt lines of railroad along the whole length of the water front as the Council may provide for

Switching Rights

Sec 156 All franchises permits and privileges for the construction or maintenance or operation of any railroad other than street railroads shall contain a stipulation and condition that all other persons firms or corporations building or maintaining or operating other railroads (not street railroads) in the City of Oakland and all persons firms or corporations desiring to avail themselves of the benefits and privileges and rights conferred by any such franchise, permit franchise, permit or privilege on railroad tracks constructed or maintained or operated under the terms of such franchise, permit or privilege, and such tracks shall be operated on equal and reasonable pro rata rates with equal facilities for such purposes, and such rights, rates and facilities shall be extended without discrimination to all persons firms and corporations desiring the same

Franchises Not in Use Forfeited.

Sec 157 All franchises and privileges heretofore granted by the City which are not in actual use or enjoyment or which the grantees thereof have not in good faith commenced to exercise, shall be and become forfeited and invalid, unless such grantees or their assigns shall within six months after this Charter takes effect, in good faith commence the exercise and enjoyment of such franchise, permit or privilege

Ordinance in Plain Terms.

Sec 158 No franchise, permit or privilege or license shall be considered as granted by any ordinance except when granted in said ordinance in plain and unambiguous terms, and any and every ambiguity therein shall be construed in favor of the City and against the claimant under such ordinance

Franchise Specify Streets

Sec 159 All franchises permits or privileges for railroads street railroads, suburban or interurban railroads hereafter granted shall plainly specify on what particular streets, alleys, avenues or other public property the same shall apply and all other franchises permits or privileges shall so specify as far as practicable No franchise permit or privilege shall hereafter be granted by the City in general terms or to apply to the City generally

License Tax.

Sec 160 The City shall have the right to license or tax street cars, telephones gas meters, electric meters water meters and all other devices for measuring service, also telephone telegraph electric light and power poles subways conduits and wires The said license or tax shall be in addition to all other lawful taxes levied thereon or upon the property of the holder thereof

Other Conditions May Be Imposed by Council

Sec 161 Nothing in this Charter shall be construed as prohibiting the Council from inserting in any ordinance granting any franchise permit or privilege such other conditions or requirements, not inconsistent with the provisions of this Charter as the Council may desire to insert therein or the people may by the initiative indicate their desire to have so inserted

Franchises for Railroads Other Than Street Suburban or Interurban Railroads

Sec 161½ The Council may grant franchises for the construction maintenance and operation of railroads other than street railroads suburban railroads or interurban railroads along upon over in under or across any street or streets or other public place in the City of Oakland but only in the manner and upon the terms and conditions next hereinafter set forth, that is to say

The provisions of Sec 137 relating to property rights of the City of Sec 140 relating to applications for franchises, of Sec 141 relating to life of franchises, of Sec 142 relating to beginning and completion of work of Sec 143 relating to service and accommodation of Sec 144 relating to rates and charges of Sec 145 relating to right of the City to assume ownership of Sec 147 relating to conveyances of Sec 148 relating to leases and assignments of franchises of Sec 149 relating to street sprinkling, cleaning and paving of Sec 152 relating to books of record and reference of Sec 154 relating to forfeiture for non-compliance of Sec 155 relating to limitations on water front franchises of Sec 156 relating to switching rights of Sec 157 relating to forfeiture of franchises not in use of Sec 158 relating to terms of ordinances of Sec 159 relating to specification of streets and of Sec 161 relating to additional conditions shall apply to and govern all franchises permits or privileges granted for the construction or maintenance or operation of any railroad including railroads other than street railroads suburban railroads and interurban railroads and anything in this Article to the contrary notwithstanding no other section contained in this Article (Article XX) shall apply to or govern the granting of franchises permits or privileges for the construction or maintenance or operation of railroads other than street railroads suburban railroads or interurban railroads

Provided that the application of the provisions of said Section 140 (relating to applications for franchises) to the granting of franchises permits or privileges for railroads other than street railroads suburban or interurban railroads shall be subject to this exception that is to say that instead of receiving bids for a percentage of the gross annual receipts as provided for in said Sec 140 the franchise permit or privilege shall be awarded to the bidder offering to pay to the City during the life of the franchise permit or privilege the highest average annual rental and the advertisement shall so state and that in the raising of bids above the amount of the highest sealed bid the first increased bid must be at least five per cent greater than the amount of the highest sealed bid

And provided that in the application to the granting of franchises for railroads other than street railroads suburban or interurban railroads the provisions of said Sec 144 (relating to rates and charges) shall apply only to the [illegible] service of such railroads

And provided that in the application to the granting of franchises for railroads other than street railroads suburban or interurban railroads the provisions of said Sec 145 (relating to rights of the City to assume ownership) shall not be construed as requiring such franchise permit or privilege to permit the City to take over to itself any of the rolling stock or other movable property of the grantee his successors or assigns used in the enjoyment of such franchise permit or privilege

ARTICLE XXI

The Initiative

Preliminaries to Filing Petition

Sec 162 The qualified electors of the City shall have power to propose by petition and to adopt at the polls any ordinance which may be enacted under this Charter Such ordinance may be proposed by filing with the City Clerk a petition setting forth said ordinance in full signed by qualified electors of the City [illegible] in number as hereinafter [illegible] of the entire vote cast for all candidates for the office of Mayor at the last preceding General Municipal Election

Before any petition for such submission of a proposed ordinance shall be circulated an affidavit by or on behalf of its proponents shall be filed with the City Clerk containing the following A copy of the proposed ordinance a statement in not more than two hundred (200) words giving the proponents reasons for the adoption of such ordinance a statement of the intention to secure the submission of said ordinance to a vote of the electors by an Initiative petition and the address of the party making such affidavit The Council shall have five (5) days after the filing of such affidavit in which to formulate and send by registered mail to the address given in such affidavit a statement in not more than two hundred (200) words of the reasons why such proposed ordinance should not be adopted These reasons for and against the adoption of the proposed ordinance shall be printed as a part of each individual certificate forming a part of the petition

Form and Condition of Petition

Sec 163 The form and conditions of the petition in the matter of certification and circulation shall be substantially as follows

(Individual Certificate)
PETITION TO THE COUNCIL
Requiring the Submission at
A Special (or General) Municipal Election
(The above heading must be printed in type of a 24 point Roman face caps and lower case

Of a Proposed Ordinance Entitled
(here insert title of ordinance)

PROPONENTS REASONS FOR ADOPTING ORDINANCE	COUNCIL'S REASONS FOR NOT ADOPTING ORDINANCE
(Here insert such reasons)	(Here insert such reasons)

I the undersigned certify that I hereby join in a petition to the Council requiring that it forthwith submit to the vote of the electors of the City of Oakland at a Special Municipal Election (or General Municipal Election) that certain proposed ordinance entitled (here insert title of ordinance) to a copy of which this certificate is attached unless said ordinance be passed by the Council without alteration when and as provided in the Charter of the City of Oakland

I further certify that I have read the above reasons for and against the adoption of said ordinance and am in favor of its adoption that I am a qualified elector of the City of Oakland State of California that I am not at this time a signer of any other like Certificate that I reside at No .... street, between .... street and .... street,

State of California,
County of Alameda, } ss.
City of Oakland.

.... being duly sworn, deposes and says that he is the person who signed the foregoing certificate and that the statements therein are true and correct

(Signed) ....

Subscribed and sworn to before me this .... day of 19

(Signed)

Verification Deputy (or Notary Public)

The petition of which this certificate forms a part shall, if found insufficient, be returned to .... at No .... Street, Oakland California

The provisions of subdivision four (4) of Section seven (7) of this Charter, applying to Recall petitions, shall apply to petitions filed under this Article

Fifteen Per Cent Petition.

Sec 164 If the petition accompanying the proposed ordinance be signed by qualified electors equal in number to fifteen per centum of the entire vote cast for all candidates for Mayor at the last preceding general municipal election at which a Mayor was elected (provided that the number of signers to any such petition shall not be less than three thousand) and contain a request that said ordinance be submitted forthwith to the vote of the people at a special election then either

(a) The Council shall pass said ordinance without alteration within twenty days after the attachment of the Clerk's Certificate of Sufficiency to the accompanying petition, or,

(b) Within twenty-five days after the Clerk shall have attached to the petition accompanying such ordinance his Certificate of Sufficiency, the Council shall proceed to call a special election at which such ordinance, without alteration, shall be submitted to the vote of the electors unless some General or Special Municipal Election occurs not earlier than thirty (30) days and not later than ninety (90) days after the City Clerk shall have attached such Certificate of Sufficiency, in which latter event said measure shall be voted on at such Special or General Municipal Election

Five Per Cent Petition.

Sec 165 If a petition be signed by qualified electors equal in number to five per centum of the entire vote cast for all candidates for Mayor at the last preceding General Municipal Election at which a Mayor was elected and contain a request that said ordinance be submitted to a vote of the electors at a General Municipal Election then such ordinance, without alteration, shall be so submitted by the Council at the next General Municipal Election that shall occur at any time after twenty (20) days from the date of the attachment of the Certificate of Sufficiency to the petition accompanying such ordinance unless the Council shall have prior to the time of calling such election passed such ordinance without alteration

Limitations on Petitions

Sec 166 No individual certificate provided for in this Article shall be valid or sufficient unless the same shall have been signed within three (3) months prior to the presentation to the Clerk of the petition of which it forms a part No initiative petition requesting the submission of an ordinance at a Special Municipal Election and having an insufficient number of signatures to require such Special Election but having the required number for submission of said measure at a General Municipal Election shall by virtue thereof be sufficient to require the submission of such ordinance at a General Municipal Election No initiative petition requesting the submission of an ordinance at a General Municipal Election and having a sufficient number of signatures to have required the submission of said ordinance at a Special Municipal Election shall by virtue thereof be sufficient to require the calling of a Special Municipal Election

Measure To Be Mailed To Voters

Sec 167 Whenever any ordinance is required under the Initiative or Referendum provisions of this Charter to be submitted to the voters of the City at any election the Council shall cause the ordinance to be printed and it shall be the duty of the City Clerk to enclose a printed copy thereof in an envelope with a sample ballot and mail the same to each voter at least five ( ) days prior to the election The Council may cause said ordinance to be printed once in the official newspaper one week preceding the date of such election

Arguments To Be Mailed To Voters

Sec 168 If a proposed ordinance be submitted upon an initiative petition the qualified electors the person filing the affidavit preliminary to the circulation of such initiative petition or the person or organization on whose behalf said affidavit was filed shall have the right to present to the City Clerk at any time twenty five (25) days prior to said election printed copies of an argument favoring said ordinance and said Council shall have the right to present or permit to be presented to the City Clerk within the same limit of time printed copies of an argument opposing said ordinance No such argument shall exceed two thousand (2000) words in length and such argument shall be printed in such form and upon such character of paper suitable for mailing as the Clerk shall prescribe The City Clerk shall enclose one copy of each of such arguments with the sample ballot and copy of the ordinance mailed to each voter provided he has been furnished with printed copies of such argument equal in number to five (5) per cent in excess of the total number of qualified electors Nothing in this section contained shall authorize the Council to expend any money of the City for the formulation or printing of any such argument

Election

Sec 169 The ballots used when voting upon such proposed ordinance shall set forth in full the title of the proposed ordinance and shall state the general nature of the proposed ordinance and shall contain the words For the Ordinance and Against the Ordinance If a majority of the qualified electors voting on said proposed ordinance shall vote in favor thereof such ordinance shall take effect five (5) days after the declaration of the official canvass

Several Ordinances at One Election

Sec 170 Any number of proposed ordinances under the Initiative and any number of ordinances under the Referendum may be voted upon at the same election in accordance with the provisions of this article

Limit to Special Elections

Sec 171 There shall not be held under this Article more than one special election in any period of six months

Competing and Conflicting Measures Repeal

Sec 172 When there are two or more ordinances proposed to [illegible] the same general purpose the Council shall so declare and shall have the ballot so printed that the voter (first) can choose [illegible] (see [illegible]) can express his preference for any one If a majority of the votes on the first question is affirmative then the ordinance receiving the highest number of votes shall become law and the others shall fail of passage In case two or more ordinances are tied for the highest votes they shall be resubmitted at the next ensuing General Municipal Election If there is a conflict between two or more ordinances or between two or more Charter amendments adopted at the same election then the ordinance or Charter amendment receiving the highest affirmative vote shall prevail No ordinance approved by the electors under the provisions of this Article shall be amended or repealed except by a vote of the electors unless such ordinance shall otherwise provide

Election Is Mandatory

Sec 173 If any ordinance proposed by petition or upon which a referendum vote is requested by petition in accordance with the provisions of this Charter be not submitted to the voters at or within the time elsewhere specified in this Charter such petition shall remain in force until such ordinance has been submitted to a vote and no [illegible] issue or other ordinance proposed by the Council shall be submitted to the voters at the same election or prior thereto [illegible] be submitted to the voters the ordinance or ordinances upon which [illegible] requested by petition if [illegible] requested and upon which a vote has not been [illegible] at or within the time elsewhere specified in this Charter This section is mandatory

Charter Amendments

Sec 174 The provisions of this Article unless prohibited by the State Constitution shall apply to the proposal submission and adoption of Charter amendments

Substantial Compliance

Sec 175 A substantial compliance with the provisions of this Article shall be sufficient for the holding of an election hereunder and the approval or rejection of any measure submitted thereat

Further Regulations.

Sec 176 The Council shall, by ordinance [illegible] provisions of Article [illegible]

ARTICLE XXII.

The Referendum.

Public Utilities

Sec 177 Every ordinance or other measure granting or renewing a franchise, permit or privilege for the operation of any public utility, the franchise, permit or privilege for which has expired or is about to expire, or providing for the transfer or acquirement in whole or in part of any public utility, (except the lease of a portion of a public conduit or tunnel) or for the granting of a franchise upon any boulevard as provided in Subdivision forty-nine (49) of Section fifty-one (51) of this Charter, must be referred and submitted to the vote of the electors of the City at the election next ensuing not less than sixty (60) days after the adoption of such ordinance or other measure, and shall not go into effect until ratified by a majority of the voters voting thereon

Referendum by Electors

Sec 178 No ordinance or other measure passed by the Council granting either any franchise permit or privilege to operate or to be used in connection with, any public utility either wholly or partially within or without the City of Oakland or authorizing the acquirement, or transfer or change in the use of any lands or interest therein, or authorizing the lease or permission to use a portion of any public conduit or tunnel, shall go into effect until the expiration of sixty (60) days from the date it becomes final At the end of such sixty (60) days such ordinance measure or action shall be in force and effect unless within such period there shall be filed with the City Clerk a petition signed by qualified electors equal in number to ten (10) per cent of the entire vote cast for all candidates for Mayor at the last preceding General Municipal Election, (provided, that the number of signers to any such petition shall not be less than two thousand) requesting that such ordinance measure or action be submitted to the electors In case such petition is filed such ordinance measure or action shall not go into effect until approved by a majority of the voters voting thereon at a General or Special Municipal Election.

Referendum by Council

Sec 179 Any ordinance which the Council is empowered to pass may be submitted by an affirmative vote of three (3) of its members at a General Municipal Election only subject to the provisions of this Article so far as applicable

Preliminaries to Filing Petition

Sec 180 Before any petition for the submission of an ordinance or other measure to the referendary vote of the electors shall be circulated an affidavit by or on behalf of its opponents shall be filed with the City Clerk containing the following a copy of the ordinance or measure a statement in not more than two hundred (200) words giving the opponents reasons for the rejection of such ordinance or measure a statement of the intention to secure the submission of such ordinance or measure to a vote of the electors by a Referendary petition and the address of the party making such affidavit The Council shall have five (5) days after the filing of such affidavit in which to formulate and send by registered mail to the address given in such affidavit a statement in not more than two hundred (200) words of the reasons why such ordinance or measure should be adopted These reasons for and against the adoption of the ordinance or measure shall be printed as a part of the individual certificate forming a part of the petition

Regulations Covering Petitions.

Sec 181 The form and conditions of the petition asking that any ordinance or measure be referred to the people under this Article shall be substantially as follows

(Individual Certificate)
PETITION TO THE COUNCIL
Requiring the Submission at
A SPECIAL (OR GENERAL) MUNICIPAL ELECTION
(The above heading must be printed in type of a 24 point Roman face, caps and lower case)

Of That Ordinance or Measure Entitled
(Here insert title of ordinance or measure)

OPPONENTS REASONS AGAINST ADOPTING ORDINANCE (OR MEASURE)	COUNCIL'S REASONS FOR ADOPTING ORDINANCE (OR MEASURE)
(Here insert such reasons)	(Here insert such reasons)

I the undersigned certify that I hereby join in a petition to the Council requiring that it forthwith submit as provided in the Charter of Oakland to the vote of the electors of the City of Oakland at a Special Municipal Election (or General Municipal Election), that certain ordinance (or measure) entitled (here insert title of ordinance or measure) to a copy of which this certificate is attached passed by the Council on the .... day of 19

I further certify that I have read the above reasons for and against the adoption of said ordinance (or measure) and am against its adoption that I am a qualified elector of the City of Oakland State of California that I am not at this time a signer of any other like certificate that I reside at No .... Street between .... Street and .... Street in said City and that my occupation is ....

(Signed) ....

State of California
County of Alameda, } ss.
City of Oakland

.... being duly sworn, deposes and says that he is the person who signed the foregoing certificate and that the statements therein are true and correct

(Signed)

Subscribed and sworn to before me this .... day of 19

(Signed)

Verification Deputy (or Notary Public)

The petition of which this certificate forms a part shall if found insufficient be returned to .... at No .... Street Oakland, California

The provisions of subdivision four (4) of Section Seven (7) of this Charter applying to Recall petitions shall apply to petitions filed under this Article

Arguments to Be Mailed to Voters

Sec 182 If an ordinance (or measure) be submitted to the vote of the electors by referendary petition the person filing the affidavit preliminary to the circulation of such referendary petition or the person or organization on whose behalf said affidavit was filed shall have the right to present to the City Clerk at any time twenty five (25) days prior to said election printed copies of an argument opposing said ordinance (or measure) and the Council shall have the right to present or to permit to be presented to the City Clerk within the same limit of time printed copies of an argument favoring said ordinance or measure No such argument shall exceed two thousand (2000) words in length and such argument shall be printed in such form and upon such character of paper suitable for mailing as the Clerk shall prescribe The City Clerk shall enclose one copy of each of such arguments with the sample ballot and copy of the ordinance or measure mailed to each voter provided he has been furnished with printed copies of such argument equal to five (5) per cent in excess of the total number of qualified electors Nothing in this section contained shall authorize the Council to expend any money of the City for the formulation or printing of any such argument

Time of Election

Sec 183 If a petition be filed more than thirty days and less than ninety days prior to a general election the ordinance or measure shall be submitted at such general election Otherwise shall be submitted at the next general election or at a special election called prior thereto as the Council shall decide

Elections—How Conducted

Sec 184 Sections one hundred sixty-seven (167) one hundred sixty nine (169) one hundred seventy (170) and one hundred seventy five (175) of this Charter applying to the Initiative shall govern elections held under the authority of this Article so far as applicable

Majority Vote

Sec 185 If a majority of the votes cast on any ordinance or measure so referred to the electors as herein provided shall be in favor thereof it shall go into effect [illegible] days after the declaration of the official canvass otherwise it shall be repealed and rejected

Further Regulations

Sec 186 The Council shall by ordinance make such further regulations as may be necessary to carry out the provisions of this Article and to adapt the provisions of Article III thereto

ARTICLE XXIII

The Public Schools

The Board of Education

Sec 187 The Board of Education shall have entire control and management of the public schools in the City in accordance with the Constitution general laws of the State and provisions of this Charter and said Board is hereby vested with all the powers and charged with all the duties provided by this Charter and by the general laws of the State for City Boards of Education The Board of Education shall have power to purchase land [illegible] by this Charter

Plans for School Buildings.

Sec 188 When funds for the construction of school buildings or additions thereto have been raised by the municipality, the Board of Education must, and when such funds have been raised otherwise the Board of Education may make requisition upon the Commissioner of Public Works for plans and specifications and estimates for a new school building, or for any addition to school buildings or a school building specifying the location thereof the number of classrooms needed, the date on which the work should be completed, the amount of money in the school fund available for the purpose giving in detail the size of the classrooms, the type of the building, the number and width of the stairways of the building, and such other information as will enable the said Commissioner of Public Works to prepare the necessary plans and specifications and estimates for the cost of the said building or buildings or additions

Construction of School Buildings

Sec 189 The said Commissioner of Public Works shall within ninety days after the receipt of said requisition submit in duplicate to the Board of Education such plans and specifications and estimates The Board of Education shall approve reject or return the same to the said Commissioner of Public Works for amendments When the plans shall have finally been approved by the Board of Education, the date of approval shall be endorsed on each duplicate by the President and Secretary of the Board and thereupon one of the said duplicates shall be filed in the office of the Board of Education, and the other shall be returned to the said Commissioner of Public Works The Board of Education shall then proceed to contract for the construction of such building, in the manner provided for making contracts for the construction of other public buildings in Article XIX of this Charter The construction of every such school building shall be under the immediate supervision of the Commissioner of Public Works No change shall be made in the plans and specifications without the written consent of said Commissioner of Public Works and the Board of Education A copy of such changes shall be certified to and shall be attached to the original plans and specifications and original contract When the funds for the construction of such building or addition thereto have been raised by the municipality the provisions of this section shall be mandatory

Meetings to Be Public

Sec 190 All meetings of the Board of Education shall be public

Superintendent of Schools

Sec 191 The Board of Education shall appoint a Superintendent of Schools, fix his compensation and prescribe his powers and duties

Tenure of Teachers

Sec 192 Every person employed as a regular teacher by the School Department shall be considered re-elected for the ensuing fiscal year unless at least two months before the beginning of such fiscal year he or she is notified in writing by authority of the Board of Education that it is expected that his or her services will not be required for the ensuing fiscal year Such notice shall be deemed given when placed in a sealed envelope and sent by registered mail to the teacher affected at his or her last known place of residence as it appears from the records of the Department

School Warrants.

Sec 193 Every claim payable out of the School Fund shall be filed with the Secretary of the Board of Education and after it shall have been approved by the Board a certificate of such approval shall be endorsed thereon signed by the President and Secretary and a warrant upon the School Fund shall be issued thereon for the payment of such claim Said warrant shall be signed by the President and counter signed by the Secretary and shall specify the purpose for which it is drawn and receive the approval of the Auditor as provided in this Charter

Annual Estimate of Expenses

Sec 194 The Board of Education shall annually at the time fixed by section one hundred fourteen (114) of this Charter submit in writing to the Council a careful estimate of the amount of money to be received from any and all sources whatsoever other than the City for the support of the public schools in the City (separate estimates to be made for the grammar and primary schools and for the high school), together with a careful estimate of the amounts specifying in detail the objects thereof required from the City for the adequate support of the public schools for the ensuing year and a careful estimate of the amount of money if any required for the purchase of land for educational purposes or for the construction of permanent school buildings or permanent additions thereto specifying in detail the uses to be made of such moneys

ARTICLE XXIV.

Miscellaneous

When This Charter Takes Effect

Sec 195 For the purpose of nominating candidates and electing Mayor Auditor who shall be ex officio Assessor Commissioners and School Directors in accordance with this Charter this Charter shall take effect from the time of the approval of the same by the Legislature, for all other purposes it shall take effect on the first day of July 1911

First Election Under This Charter

Sec 196 The City Council of the City of Oakland in office at the time this Charter is approved by the Legislature shall provide for the holding of the first election of officers under this Charter shall canvass the vote declare the result and approve the bonds of all officers elected at such election

Terms of Incumbents in Office

Sec 197 The members of the Council the members of the Board of Education the Mayor the Auditor and Ex-Officio Assessor the City Attorney the City Engineer the City Treasurer the members of the Board of Public Works and the members of the Board of Commissioners of the Police and Fire Departments in office at the time of the approval of this Charter by the Legislature shall continue to hold office and discharge their duties until the election and qualification of the Mayor Auditor and Ex Officio Assessor Commissioners and School Directors respectively first elected under this Charter

Except when in this Charter otherwise provided the term of each and all the other elective officers in office at the time this Charter takes effect shall cease and terminate when the Council first elected hereunder shall by resolution so declare

Existing Ordinances Continued in Force

Sec 198 All lawful City ordinances resolutions and regulations in force at the time this Charter takes effect and not inconsistent with the provisions thereof are hereby continued in force until the same shall be duly amended or repealed

Judicial Power

Sec 199 The judicial power of the City shall be vested in a Police Court and in such Justices Courts as are or may be provided for by law and the existing Police Court of the City shall continue as it now exists until otherwise provided by law

Said Police Court shall have exclusive jurisdiction of all misdemeanors punishable by fine or imprisonment or by both said fine and imprisonment committed in the City where said Police Court is held and in all such cases to hear try and determine the same convict or acquit pass and enter judgment and carry such judgment into execution according to law Said Police Court shall also have exclusive jurisdiction of all proceedings for violation of any and all ordinances of said City both civil and criminal and of all actions for the collection of any licenses required by the ordinances of said City

All proceedings in said Police Court in behalf of the People whether for the violation of any statute of the State or ordinance of the City shall be prosecuted by a Deputy District Attorney of this County as is now provided for by law

The Chief of Police shall designate one or more policemen who shall always attend on the Police Court and act as bailiffs therein

Premium on Official Bonds

Sec 200 The premium or charge for all official bonds required of elective officers of all officers whose bonds are fixed by the Charter and of all officers and employees of the City or of any Board thereof of whom official bonds in specified amounts shall be required with approval of the Council shall be paid by the City provided however that no premium or charge for such bond shall exceed one half of one per centum per annum on the amount thereof

Streets

Sec 201 The word streets when used in this Charter includes streets highways lanes, alleys, courts and public places.

[illegible] the provisions of this Charter, is any voter whose name appears on such Great Register of Alameda County or any supplement thereto as is then allowed by general law to be used to determine the eligibility of persons to vote at municipal elections in the City, and whose address appearing on such Great Register or supplement is in the same precinct as the address given by him on the Certificate signed by him and forming part of such petition.

Attention to Duties

Sec 203 All persons holding any office or employment under the City, whether elective or appointive, shall be required to engage in the actual work of the office or employment so held to the extent that their services may be necessary for the full and complete discharge of the duties of such office or employment and a failure so to do shall be ground for removal The Council shall by ordinance fix the office hours of all chief officials clerks assistants and office employees and the hours of labor of all other employees

Sec 204 All appointments of officers, deputies clerks and other employees to be made under any of the provisions of this Charter must be made in writing and in duplicate authenticated by the person or persons Council, Board or officer making the same One of such duplicates must be filed with the Secretary of the Civil Service Board and the other with the Auditor

Regarding Certain Provisions in Charters of Cities Consolidated or Annexed

Sec 205 Whenever under the terms of this Charter as adopted, or as hereafter amended or under the provisions of the constitution or of the general laws of the State of California, any incorporated city or town shall be consolidated with or annexed to the City of Oakland and the charter of such incorporated city or town shall contain therein any provision or provisions restricting prohibiting or regulation of the sale of any spirituous malt vinous or alcoholic liquors within the boundaries of such city or town so consolidated with or annexed to the City of Oakland such provision or provisions of the Charter of such city or town so consolidated with or annexed to the City of Oakland shall upon such consolidation or annexation becoming effective, be and thereby become an integral part of and take place as a subdivision of the Charter of the City of Oakland but only for the purposes in this section specified, and shall operate and be of full force and effect in the territory of such city or town so consolidated with or annexed to the City of Oakland and shall govern as to the restricting prohibiting or regulating the sale of spirituous malt vinous or alcoholic liquors within such territory No such provision or provisions shall be altered or repealed except by a majority of the electors within such territory

CERTIFICATE.

WHEREAS The City of Oakland a city containing a population of more than one hundred thousand (100 000) and less than two hundred thousand (200,000) inhabitants on the sixth day of July 1910, at a special election and under and in accordance with the provisions of Section Eight (8) Article XI of the Constitution of the State of California, did elect R H Chamberlain William C. Clark I H Clay Charles H Daly, George W Dornin Albert H Elliot, Raymond B Felton John Forrest Richard M Hamb Hugh Hogan Albert Kayser John J McDonald George C Pardee Harrison S Robinson and Fred L Shaw a Board of fifteen (15) Freeholders to prepare and propose a Charter for said City

BE IT KNOWN That in pursuance of said provisions of the Constitution and within a period of ninety days after said election said Board of Freeholders has prepared and does propose the foregoing as and for the Charter of the City of Oakland and that in submitting and proposing such Charter the Board of Freeholders pursuant to said provisions of the Constitution also presents therewith for the choice of the voters and to be voted on separately without prejudice to the other provisions contained in the Charter an alternative proposition hereinafter stated

Said alternative proposition shall if approved by the voters take the place of Subdivision Thirty one (31) of Section Fifty one (51) Article IX of the proposed Charter which reads as follows

To license for purposes of regulation or revenue all and every kind of business not prohibited by law to fix the rates of licenses upon the same and to provide for the collection thereof by suit or otherwise provided however that no such license shall be granted for the sale or giving away of spirituous malt, vinous or alcoholic liquors in a saloon or public bar located within three hundred (300) feet of any church building or synagogue in use as a place of public worship public school or public library but such prohibition as to location shall not apply to the renewal of any such license which was in force September first, 1910 and which continues in force until this Charter goes into effect

Said alternative proposition shall be submitted to the voters for their approval or rejection at the same election at which the Charter shall be submitted, and upon the ballots shall be printed: Shall the alternative proposition prohibiting the sale of liquor in residential districts take the place of Subdivision Thirty one (31) of Section Fifty-one (51), Article IX?"

Said alternative proposition is as follows

ALTERNATIVE PROPOSITION.

(31) To license for purposes of regulation or revenue all and every kind of business not prohibited by law to fix the rates of licenses upon the same and to provide for the collection thereof by suit or otherwise provided however, that no such license shall be granted for the sale or giving away of spirituous, malt vinous or alcoholic liquors in a saloon or public bar located within three hundred (300) feet of any church building or synagogue in use as a place of public worship public school or public library but such prohibition as to location shall not apply to the renewal of any such license which was in force September first 1910 and which continues in force until this Charter goes into effect and provided however that the Council shall have no power to license any saloon bar or other place wherein may be sold to be drunk on the premises any spirituous malt vinous or alcoholic liquors in residential districts of the City that is to say in any place within a radius of three hundred (300) feet of which there are more residences than business houses and every person who within any such residential or other restricted district so sells barters gives away in lieu of selling or exposes for sale any such liquors shall be deemed guilty of a misdemeanor all provided that the Council may under such regulations as it may adopt authorize within as well as without such districts the sale of such liquors by any regularly licensed druggist for medicinal purposes upon the written prescription of a practicing physician entitled to practice medicine under the laws of the State of California or the sale of such liquors for chemical mechanical or scientific purposes

IN WITNESS WHEREOF we have hereunto set our hands in duplicate this third day of October one thousand nine hundred and ten

R H CHAMBERLAIN,
WILLIAM C CLARK,
I H CLAY,
CHARLES H DALY,
ALBERT H ELLIOT,
RAYMOND B FELTON,
JOHN FORREST,
RICHARD M HAMB,
HUGH HOGAN,
ALBERT KAYSER,
JOHN J McDONALD,
GEORGE C PARDEE,
HARRISON S ROBINSON,
FRED L SHAW,

ATTEST HARRY A ENCELL,
Secretary.

I Frank R Thompson City Clerk of the City of Oakland do hereby certify that the foregoing proposed Charter of the City of Oakland is a full true and correct copy of the Charter of the City of Oakland as prepared and proposed by the Board of 15 Freeholders elected on July Sixth 1910 which said Charter was delivered and submitted to the Mayor of said City on October Fourth 1910 and filed in the office of the City Clerk on October Sixth 1910 and is now in my custody as City Clerk of said City

In witness whereof I have hereunto set my hand and affixed the corporate seal of the City of Oakland this Twentieth day of October 1910

(SEAL) FRANK R THOMPSON
City Clerk.

Published by order of the Council of the City of Oakland
FRANK R THOMPSON,
City Clerk.

196 Oct.20 20t, [illegible]

LAST TRIBUTE TO LATE ROBERT FRY

Solemn Exercises Held at the Funeral of Deceased Employe of Tribune.

The funeral of Robert G. Fry, late machinist in the composing room of THE TRIBUNE, a position which he held with singular ability for a number of years, and who died last Saturday morning, took place this afternoon and was conducted in a most affecting manner. The exercises were held in the Taylor mortuary chapel and were attended by a number of relatives and friends, among the latter being associates in his daily avocation who had known and appreciated the deceased for years. These were present in a body, as were a number of others in the printing profession from other newspapers in this city and vicinity.

The remains lay in a massive casket, which was covered with a beautiful floral pall, the remembrance of the family of the deceased. On all sides of the apartment were symbolical designs in flowers which represented the esteem in which the deceased was held by those who had known him in life. One of these represented a matrix page of THE TRIBUNE, which was the silent tribute of the fellow workmen of the deceased in the machine room of this paper. Another beautiful symbol came from the attaches of the business department, and still another was from the editorial department of THE TRIBUNE. Intermingled between these was a wealth of clusters, sprays and bouquets of flowers, the aroma of which in richness pervaded the apartment.

IMPRESSIVE SERVICES.

The services were conducted by Rev. J. W. Rine of the Seventh Day Adventist church in San Francisco, who read the funeral psalms with impressive solemnity and sympathy. At intervals a quartet from the same church sang several hymns, among the selections being "Nearer, My God, to Thee," "Does Jesus Care" and "Under His Wing."

Rev. Mr. Rine spoke feelingly of the good qualities of the deceased and sought at the same time to administer consolation to the bereaved family.

At the close of the exercises the remains were borne to Mountain View cemetery, where interment took place and where the quartet sang "Gates Ajar." The pallbearers were Aleck Dolg, Charles Summers, A. R. Chenoweth, H. A. Kletzker, James Cross and John Connors.

SUSPECT TELLS STORY OF MURDER

Earl S. Pender Recounts the Murder of Mrs. Rayner in Cleveland.

SAN FRANCISCO, Nov. 8.—Chief of Police Seymour is today awaiting information from the authorities of Cleveland, Ohio, before he decides what disposition is to be made of Earl S. Pender, wanted in that city for the murder of Mrs. Walter Rayner on September 18 and who was arrested in a saloon at Third and Howard streets yesterday afternoon by Detectives Andrew Gaughran and George Geiman.

It is claimed by the police that Pender is the man wanted for the murder of Mrs. Rayner and that a reward of $500 has been offered for his arrest by the Cleveland authorities. He will be held at the city prison pending instructions from the chief of police of Cleveland. After being arrested Pender admitted his identity. When taken before the captain of detectives he smilingly seated himself and remarked:

TELLS STORY.

"Well, I am the man you want and you have me, so I might as well tell all."

The following is the version given by Pender of the shooting of Mrs. Rayner and of his associations with Van Gelder:

"I was low in cash. I never held up any one unless I was low in cash. Then I would turn a trick like that. I had done it before. On this night Willie Van Gelder and I set out to stick up some one.

"When we got out in the suburbs about midnight we saw a wagon coming along. There was a man on the seat. We decided to hold him up. I grabbed the horse's head. Willie pointed the gun at him, but the fellow was a fighter himself. He struck at Willie.

"Willie let drive at him a couple of times but failed to hit him. We had not noticed until now that there was another wagon behind. The driver of this wagon started to turn around when Willie peppered a couple of shots at him. There must have been a woman in the wagon. I heard someone groan. I knew next morning when I read the papers that it was Mrs. Rayner that Willie had struck."

Philadelphia Car Men Vote to Go on Strike

Conductors and Motormen Will Walk Out Unless Agreement Is Reached Today.

PHILADELPHIA, Nov. 8.—Philadelphia is threatened with another street car strike. Two meetings of motormen and conductors of the Philadelphia Rapid Transit Company, the second of which broke up early today, voted to go on strike at a certain hour today to be named by the executive committee unless the arbitrators agreed on one of the points still at issue.

AGED WOMA NKILLED IN MYSTERIOUS ATTACK

ALEXANDRIA, Va., Nov. 8.—An aged recluse, Mrs. Annie White, was found unconscious in her home here last night, her body covered with cuts and bruises, which resulted in her death.

The woman never regained consciousness after she was discovered.

A negro was arrested early today, but denied knowledge of the crime.

The woman had been stabbed in the chest and kicked, and physicians believe she had been attacked several days before her plight was revealed.

AVIATOR MOISSANT CIRCLING STATUE IN HIS GREAT FLIGHT

NEW YORK, Nov. 8.—This remarkable photograph of John B. Moissant, passing over the Statue of Liberty, was taken from the base of the statue. He can be seen just about to make the turn for his return trip to Belmont Park, a total distance of about 35 miles, as the crow flies. The trip was for a prize of $10,000 offered by Thomas F. Ryan. Moissant had two opponents, Claude Grahame-White, the English aviator, and Count de Lesseps, representing France.

SAN FRANCISCO SOCIETY

SAN FRANCISCO, Nov. 8. — Bishop and Mrs. William Ford Nichols returned to San Francisco yesterday and have taken an apartment at the Hillcrest on California street. Early in February Bishop and Mrs. Nichols will leave for their tour of the world. Miss Margaret Nichols will accompany them. Bishop and Mrs. Nichols visited their daughter, Mrs. Charles Mills (Claire Nichols), and speak most enthusiastically of the cordial welcome they received in Savannah, Ga.

* * *

The Misses Kate and Alice Herrin returned from Europe Saturday and are being cordially welcomed home. They went abroad several months ago and spent the summer automobiling on the Continent.

* * *

Mrs. Daniel Marx will be hostess at a large card party on the fourteenth of the month at her Washington street residence to meet the Misses Helene Levy and Miss Weil.

* * *

The lace "theater cap" is the latest fad to be adopted by our society girls. Miss Jeanie Gallois, who has just returned from Europe, wore a fetching one last night at the Kirmess. It was of silver lace, with a single pink rose placed next to the crown. Miss Florence Hopkins, who always has the newest wrinkle, is wearing at the concerts and theaters a tiny mushroom of gold lace. The crown, which is fairly high, is surrounded by a coil of pink satin ribbon, gracefully knotted and tied in a chic bow. Miss Dorothy Van Sicklen and Miss Marian Marvin, who came back from New York last week wore the newest bandeau at the Greenway ball. They were of gold plicated lace fastened to a bit of velvet. Miss Van Sicklen's being cerise and Miss Marvin's Irish green. Miss Jennie Crocker has also adopted the gold lace bandeau for evening wear, as have Mrs. Henry C. Breeden and Mrs. Henry F. Dutton.

* * *

Mrs. Richard Sprague and Miss Isabelle Sprague are visiting friends in Long Island. Later in the month they will go to New Orleans, where they expect to spend the winter.

* * *

Miss M. Levy was hostess at a bridge party last Saturday afternoon, which was given in her Jackson-street residence. This was the first of a series which Mrs. Levy is giving this season.

* * *

Miss Frances Stewart's engagement to Clifford Grant Cook has only been told a few hours ago, and already this popular girl has received any number of lovely engagement gifts, and every mail has brought her notes of good wishes from her own friends as well as from her mother's, who was much beloved. Miss Stewart's position in Paris will indeed be an enviable one. Mr. Cook's sister, Mrs. Sterling Postley, is reckoned one of the most beautiful women in the French capital. Mrs. Clarence Postley, widow of the late Commander Postley, of the New York Yacht Club, would have been made a countess by the holy pontiff had she so desired in recognition of the restoration of an old church in Rome which she undertook at an immense cost as a thanks offering for what might have been a most serious accident to her son, Sterling Postley. Mrs. Postley, recognizing that pontifical titles are the oldest of all titles, declined the honor, and instead was made a Knight of the Holy Sepulchre. So it may well be said Miss Stewart's lot in Paris will be cast in high places, and this San Francisco girl is well able to hold her own even among the nobility of the old world.

* * *

Mrs. Samuel Dusenberg was hostess at a large bridge party yesterday afternoon at the St. Francis Hotel. It was an elegant affair and fifty guests were bidden. Mrs. Dusenberg is giving a series of card parties.

* * *

Mr. and Mrs. Frank Johnson have taken apartments at the Fairmont and are coming over from San Rafael this week to spend the winter in town.

* * *

Mrs. Carter Pitkin Pomeroy has issued cards for a luncheon at which she will be hostess on Monday at the Town and Country Club. It is given in compliment to her house guest, Miss Margaret Roosevelt, who came to the coast to be bridesmaid at the wedding of Miss Christine Pomeroy and Scott Brooke. Miss Roosevelt has made many friends here. She attended the Assembly Ball on Friday evening and proved her ability to dance the new "Boston twostep."

Mr. and Mrs. McFarlane (Polly Dunn) have arrived in San Francisco and are visiting Mr. and Mrs. Henry Foster Dutton. Mr. and Mrs. McFarlane have been touring the world, and are now en route to their home in Honolulu.

* * *

A merry company of friends were entertained last evening by Miss Anna Meyer at her home in Pacific avenue.

Many of the debutantes, as well as their older sisters, are looking forward to tomorrow night with much pleasure, for the officers at the Presidio will be the hosts at one of their enjoyable fortnightly hops.

* * *

Mrs. John Burke Murphy will entertain at a pretty dinner preceding the dance, to which she has bidden several of the girls from the city.

* * *

Mrs. D. M. Delmas, accompanied by her daughter, Mrs. Delphine Delmas Barnes, will leave this week for New York, where they will join Mr. D. M. Delmas.

San Francisco friends are regretting that the metropolis of the east will be in future the home of these old Californians.

* * *

Mr. and Mrs. David Neustadter have taken passage for home on the 18th of this month and expect to come directly to this coast. They spent the last six months in European travel.

* * *

Miss Marguerite Doe will be the motif of a luncheon that Miss Katherine Farrell is planning to give Monday, November 21. A dozen belles will enjoy the affair.

* * *

Mrs. J. Dusenbury entertained yesterday at one of the elaborate bride parties of the season. Thirty or more guests were bidden to meet in the redroom of the St. Francis hotel, and at the conclusion of the game refreshments were served in the tearoom.

MAGISTRATE IS HELD PRISONER

Skipper Turns Tables and Iceland Official Brought to England.

LIVERPOOL, Nov. 8.—The Hull trawler Chieftan, which arrived in the Humber last night, had on board M. Bjoernsson, an Icelandic magistrate and revenue officer, who boarded the vessel in order to seize it for fishing, he alleged, within the territorial waters of Iceland. Also on board was an Icelandic pilot.

The skipper, Edward West, in a statement regarding the incident, said that he was fishing five and a half miles off Iceland on the night of Friday last, when he was hailed by an Icelandic watchboat and told he was fishing within the three miles limit. The watchboat interrupted the fishing operations and finally steamed alongside. Two men—the magistrate and the pilot—jumped on board and ordered him to haul his gear and come with them. The skipper declared he was not within the three-mile limit and refused to go, but the watchboat kept crossing the course in which the trawler was towing her gear, until at length the skipper was compelled to haul gear.

He offered, he states, to anchor until daylight and to leave his buoys down as an indication of where the trawler was fishing, but the magistrate firmly refused to take any action, although the skipper suggested that he should telegraph for a gunboat to decide whether the trawler was within the three-mile limit or not.

The skipper then informed the magistrate that he was going further afield to fish, and requested him to return to his own vessel. The magistrate did not do so, and the trawler proceeded at half speed, the watchboat following in her wake. A strong wind arose, and the skipper, finding it impossible to continue his fishing operations, left for Hull.

The Danish consul interviewed the magistrate and the pilot at Hull last night.

OFFICIAL RECORDS

G. Michals to Flora Michals (wife), undivided ½ lot 847 and SW 12-6 ft lot 848 map Stone Orchard, Brooklyn township; gift.

August and Martha L. Wagele to Rebecca V. Roandey (wife) of Chas. H.—SE 23.1 ave 70.54 NE E-15th NE 2.0.46 S 91.80 SW 20.51 NW 98.18 to beg ptn lot 7 Lemon tract; also, beg at pt on line drawn at r a with NE 23d av whose initial pt intrs sd ln of 23d av 100 fe N2 fm NE E-15th which first named pt is 91.80 ft SE fm SE 28d SW 10 pt on NE E-15th dst 97.22 SE fm SE in 23d av NE to pt on first sd in NW to beg being all that ptn lots 7 and 8 conveyed to August Wagele Mar. 11, 07 which lies SE of in bearin NE whose initial pt is on the NE E-15th 97.22 NE of the SE in 23d av ptn lots 7 and 8 map Lemon tract, Oakland; $10.

Sarah A. Salter to Fred W. and Alson C. Salter—E Chapel 120 N Bancroft N 85 E 137-1¼ ptn lot 5 blk 4 map of Villa lots joining University; also NE Dwight ext Jefferson 50 x N 100 ptn lot 14 blk 20 M Gee tct; also, W Regent 60 S Derby S 51.75 x W 140 lot 2 blk D map Berry-Hangs tract, Berkeley; gift.

L. H. Thelfall (widower) to Jas J. Borree—NE 4th 280.74 SE Kinsell S 7 52 NW 120 NW 225 NW 56 SW 225 lots 64 and 65 map Recreation Park 2, Oakland; $10.

Mabel C. and Percival C. Gillis to Ernest P. Hunt—NW Jaynes and Edill W 102.5 x N 40 lot 6 blk 7 map resub lots 4, 5 to 8 Northlands tract 1, Berkeley; $10.

Eva Morris (single) to Samuel Mergenmeier (wife) Stephen—Beg on the projection NE in straight ln of SE 10th or Taylor at pt on such projected ln of 10th as dst 150 NE fm NE bdy in Clinton SE 150 NE 50 NW 150 SW 50, Oakland; $10.

Minnie and Stephen Mergenmeier to Eva Morris (single)—Beg at pt established as NW cor of SE ¼ of Sec 15 tp 3 S R 2 E B 5.25 chs S 40 W alg center ln of Co Rd 1408 to intrs of center ln of sd Co Rd with W ln of SE ¼ of Sec 15 Tp 3 S R 2 E contg 1 ac, Murray township; $10.

Wm. W. Thompson to May S. Thompson (wife)—W Oakland 440 S fm SW cor Santa Clara and Old av NW 90 x SW 40 lot 7 map resub of S 20 ft lot 28 and 9 to 37 blk G etc, OCD, Oakland; $10.

C. H. Moody to Henrietta L. Moody—W Oak 520 S Clinton S 20 x W 130 N ½ lot 27 blk A Bellevue tract, Alameda; $10.

Wm. H. Springer et als to Hugo D. Newhouse—Und ¼ W Hillside 2 5 S Mt View S 23 x W 150 S ½ lot 40 blk 3 map resub blk 24 Warner tract, Brooklyn township; $10.

Henry Plitz to Margretha E. Plitz (wife)—Lots 5 and 7 blk 11 Amended map Central Park, Alcatraz and Newbury Stations, Berkeley; gift.

Harbor Cities Realty Co to Arthur E. Smith (married)—Lots 46 and 47 blk K map Regents Park, Berkeley; $10.

Olive L. Vanderbilt to Jos D. and Bertha C. Vanderbilt (wife)—Lot 7 blk B map Foothill Park, Brooklyn township; $10.

Eliza J Hyde by atty to Clarence Hyde—Lot 18 map Hyde tract, Oakland; $10.

Anthony and Laura Souza (wife) to Mary Rose (wife) A. G. Rose—S 7 Co Rd fm Alvarado to Centerville being at most N cor lot conveyed to Jos Souza Jr Apr 15, 1898 in 352 d 243 SW 14.663 SE 1.53 SW 0.924 NW 4.425 NE 15.587 to beg contg 4.650 acres, Washington township; $10.

Mathews da R and Emilia Telles to Anna Telles Escobar (wife) Antonio S Jr, Jos S, Mary S. Custodio and Rose ea sh—Beg at ¼ of Sec cor bet Secs 31 and 36 Tp 3 S R 1 E bet R 1 E and 7 W being the common cor of secs 31, 36 and 36 lds Ex Mission San Jose SE 50.45 N 9 11.12 NE 1.81 NW 0.52 NW 5.83 NW 0.52 NW 1.04 NW 2.94 NE 1.28 NE 1.80 NW 14.98 SW 6.35 SW 3.52 SW 2.17 NW 10.40 NW 3.45 to pt on sd Range in bet Range 1 E and Range 1 W being the in dvg sry 3 and 36 SW 26.47 to beg contg 130.06 acres Washington township; $10.

John Bidakovich to Stephen Antolich—Lot 306 map Potter tract, Berkeley $10.

Paul and Catharina Schultz to C. Alexander (single)—Lot 80 map E. B. and A. L. Stone Co lots, Q C D, Brooklyn township; $10.

Same to same; $10.

Frank C. and Cassie Valle (wife) to Lincoln Mortgage and Loan Co.—Lot 10 blk 5 map Sharlock tract, Berkeley; $10.

Martha and J. B. Heywa to Christian F. C. Leidecker—Beg at live oak at Wm. Hayward N fence about 50 lks N of Sulphur Creek beg SW cor of M. S. Lopes land th NE 1821 to Bay Tree at Mrs. Richters 4 ln on N branch of Sulphur Creek NW 4 NE 1.17 NW 5.28 to S ln of Cemetery av SW 0.91 E 16.72 SE 1.13 to beg contg 0.67 acres ptn of ply conveyed to John Dutra Mar 24, 81, E on township; $10.

Emma Sample (widow) of E. S. to John A. Carlson—Lot 3 blk A map Foothill Park, Warranty Dee, Brooklyn township; $10.

Martha M. and Delbert W. Thorne to Lew D. Wallace—SE Renwick 130.78 NE fm intrs with NE San Leandro NE 50 x SE 130.4 lot 9 and SE 30 ft lot 8 blk A map Fanny Davenport tract, Brooklyn township; $10.

Geo W. Branstetter to Daisy A. Branstetter (wife)—Lot 23 blk 2119 map Alden tct given to correct error, Oakland; gift.

Jane A. and Thos Conway to Johanna J. Vollmar (single)—NW Cedar 100 SW Clinton SW 40 x NW 130 lot 11 blk 4 Bellevue, Alameda; $10.

Frieda J. S. Hinrich (single) to A. B. Polland—W Walnut 125 N Pacific N 25 x W 142-8 ptn lots 7, 8 and 9 blk 25 map lds adj to Encinal, Alameda; $10.

C. W. and Lorinda A. Duncan to Alpheretta N. Duncan—N 2d av at W cor of tct contg 24.55 acre conveyed to O'N in NW 5.61 SW 1.97 NE 10.40 to middle of Creek SE 1.85 SE 4.50 SW 2.80 SW 5.65 chs to beg contg 5 acres with exceptions, Eden township; $10.

Wm and Annie Trenouth (wife) to John and Mary J. Hugill—N 2d 50 W fm SW cor of lds of Rebecca Jessen N 100 x W 100 ptn of lot conveyed to Wm Trenouth June 29, 1899 Irvington, Washington township; $10.

Fruitvale Boulevard Land Co. to Henry Bellamy—Lot 12 blk 5 map Key Route Heights, Oakland; $10.

Chas D. and Louise H. Gilman to Eugene Blanchard—Lot 8 Alameda map Alta Piedmont tract, Oakland township; $10.

BUILDERS' CONTRACTS.

Oct 29, 10—James C. Tuft (owner) with Ellis Ahlstrom (contractor) lot 8 blk E map Bryant tct Berkeley $1270. Plans and specifications filed.

Nov 7, 10—The Barbe Co. (owners) with Theodore Fenn (contractor) S 46th 306.8 W West—32 x 100 Okd $170. Plans and specifications filed.

Aug 18, 10—Mr. and Mrs. O. McElroy A. O. and Eilzth M. McElroy (owners) with Erik Jendressen (contractor) E 24th av bet 22d and 21st Okd $1450. No plans or specifications filed.

Nov 7, 10—Al Latham (owner) with G. H. Noble (contractor) W Bay 827.4 S San Antonio lot 12 Bay st tct Okd $300.

Ricken Ehrhart Engineering & Con Co (contractors) Cable tower in connection with existing electric power house of Fruitvale Brooklyn township $4070. Plans and specifications filed.

Private Wire—Chicago, New York. Western Union Code.

J. C. WILSON

MEMBER
NEW YORK STOCK EXCHANGE
CHICAGO BOARD OF TRADE
THE STOCK AND BOND EXCHANGE, SAN FRANCISCO.

Main office, Mills Bldg., San Francisco.
Branch offices—Palace Hotel (main corridor), San Francisco. Hotel Alexandria, Los Angeles. Hotel Del Coronado.
Correspondents—Harris, Winthrop & Co., 25 Pine st., New York. 5 The Rookery, Chicago.

DEATH SUMMONS AGED PIONEER

Alexander Bertin, Well Known Berkeley Property Owner, Succumbs to Illness.

BERKELEY, Nov. 8.—Alexander Bertin of 1988 University avenue, a pioneer of the state, property owner of Berkeley, and father of G. F. Bertin, proprietor of the Bertin Cleaning and Dyeing Works, passed away at 12 o'clock last night, after an illness from which he had been suffering for two years, and which necessitated an operation seven months ago.

Bertin was well known in San Francisco, where he started a dyeing and cleaning establishment twenty years ago. He retired from business in 1902 on account of illness, turning the management of the plant over to his son. The San Francisco establishment was destroyed by the fire in 1906 and Bertin and his son opened the works in this city.

The elder Bertin, with his family, moved to Berkeley twelve years ago, when he purchased some property at 1988 University avenue, where he has since resided. Later he acquired considerable property, and at the time of his death owned most of the lots on the south side of University avenue, from Milvia to Grove streets.

Bertin was a native of Bordeaux, France, having come to California from that city in 1870. He is survived by a wife and son in this city and two daughters in France.

Shipping News and Marine Intelligence

SUN, MOON AND TIDES.

United States Coast and Geodetic Survey—Tables show time and height of high and low water at Fort Point, entrance to San Francisco bay. For Oakland (city water front) add 40 minutes, standard time.

November 8 to November 13.

Date.	Time.	Ft.	Time.	Ft.	Time.	Ft.	Time.	Ft.
	H. W.		L. W.		H. W.		L. W.	
8	5:35	4.2	9:08	3.0	1:37	4.8	10:06	0.2
9	6:17	4.4	10:37	3.8	3:20	4.8	11:00	0.4
10	6:48	4.7	11:55	3.4	3:07	4.8	11:58	0.6
11	7:21	5.0	12:36	2.8	6:40	4.8	.....	...
	L. W.		H. W.		L. W.		H. W.	
12	0:55	0.8	7:52	5.3	1:51	2.0	7:59	4.4
13	1:47	1.1	8:23	5.5	2:40	1.2	8:51	4.7

Tuesday, November 8.

Sun rises.....6:43 ; Sun sets.....5:04
Moon sets .....11:01 p. m.
First Quarter.....November 9, at 9:20 p. m.
Full Moon.....November 16, at 4:16 p. m.

MOVEMENTS OF STEAMERS.

ARRIVE.

Steamers due to arrive and depart from San Francisco for the next few days are as follows:

Steamers.	From	Due.
Santa Monica	Seattle and Tacoma	Nov. 8
Sierra	Honolulu	Nov. 8
Hanalei	Los Angeles ports	Nov. 8
Yosemite	San Pedro	Nov. 8
San Jose	Anacon	Nov. 9
Alaskan	Saline Cruz	Nov. 9
Admiral Sampson	Seattle and Tacoma	Nov. 10
Buckman	Los Angeles ports	Nov. 10
Roanoke	San Diego and Los Angeles ports	Nov. 10
Pomo	Point Arena and Albion	Nov. 10
M. F. Plant	Coos Bay	Nov. 10
Admiral Evelmans	Antwerp, via Yokohama	Nov. 11
Nippon Maru	Hongkong, via Yokohama and Honolulu	Nov. 11
Arongai	Wellington, via Tahiti	Nov. 11
Bear	Los Angeles ports	Nov. 11
Rose City	Portland and Astoria	Nov. 11
Queen	Alaska, Puget Sound, Victoria	Nov. 11
President	San Diego and way ports	Nov. 11
Santa Clara	Eureka, Arcata, etc	Nov. 11
Santa Barbara	Gray's Harbor	Nov. 11
Geo. W. Elder	Portland and Astoria	Nov. 12
City of Topeka	Eureka, Arcata, etc	Nov. 12
Governor	Alaska and Puget Sound ports	Nov. 13
Arctic	Port Bragg	Nov. 13
Sea Foam	Mendocino and Point Arena	Nov. 13
Mariposa	Tahiti	Nov. 14
Santa Rosa	San Diego and way ports	Nov. 14
Hanalei	Los Angeles ports	Nov. 14
Mexican	Puget Sound ports	Nov. 14
Wilhelmina	Honolulu	Nov. 15
Setos	Hamburg, via Champerico	Nov. 15
Pleiades	Saline Cruz, via San Diego	Nov. 15

DEPART.

Steamers.	For	Sail.
Korea	Oriental ports	Nov. 8
Newsboy	Saline Cruz	Nov. 8
Umatilla	Seattle and Tacoma	Nov. 8
Yosemite	Seattle and Tacoma	Nov. 8
Santa Cruz	Eureka	Nov. 8
Santa Monica	Los Angeles ports	Nov. 8
Bear	Los Angeles	Nov. 8
Dalzie Freeman	Astoria and Portland	Nov. 9
City of Topeka	Eureka	Nov. 9
Arctic	Port Bragg	Nov. 9
Brooklyn	Point Arena	Nov. 9
Sea Foam	Point Arena	Nov. 9
Hanalei	Los Angeles ports	Nov. 9
Santa Rosa	San Diego and way ports	Nov. 10
Osiris	Hamburg and way ports	Nov. 10
G. C. Lindauer	Gray's Harbor	Nov. 10
Roanoke	Astoria and Portland	Nov. 11
Homer	San Pedro and way ports	Nov. 11
Santa Barbara	Los Angeles ports	Nov. 11
Alcestis	London, Antwerp, Hamburg	Nov. 11
J. H. Stetson	Astoria and Portland	Nov. 12
M. F. Plant	Coos Bay	Nov. 12
Sierra	Honolulu direct	Nov. 12
Buckman	Seattle and Tacoma	Nov. 12
Admiral Sampson	Los Angeles ports	Nov. 12
Bear	Astoria and Portland	Nov. 12
President	Puget Sound ports, Alaska	Nov. 12
Geo. W. Elder	Los Angeles ports and San Diego	Nov. 12
Hilonian	Honolulu, Kahului, Kaanapali and Port Allen	Nov. 12
Rose City	Los Angeles ports	Nov. 13
Santa Clara	Eureka, Arcata, etc	Nov. 13
Pomo	Point Arena and Albion	Nov. 13
City of Topeka	Eureka, Arcata, etc	Nov. 14
Governor	San Diego and way ports	Nov. 14
Stanley Dollar	New York, via Ancon	Nov. 15
Peru	New York, via Ancon	Nov. 15
Pennsylvania	New York, via Ancon	Nov. 15
Queen	Victoria, Puget Sound, Alaska	Nov. 15
Hanalei	Los Angeles ports	Nov. 15

LIVE STOCK MARKET.

CHICAGO, Nov. 8.—Cattle, receipts estimated at 7000, market weak; beeves $4.60@7.60; Texas steers $4.10@5.50; western steers $4.10@6.75; stockers and feeders $3.85@5.70; cows and heifers $2.25@6.40; calves $7.50@10.85; hogs, receipts estimated at 20,000, market slow 5c off, light $7.90@8.35; mixed $7.70@8.45; heavy $7.45@8.40; rough $7.45@7.65; good to choice heavy pigs $8.30@8.20; bulk of sales $7.85@8.30.

Sheep, receipts estimated at 38,000; market weak; native $2.60@4.30; western $2.65@4.30; yearlings $4.30@5.30; lambs, native $4.75@6.65; western $4.75@6.55.

CHICAGO, Nov. 8. — Butter steady, creameries $24@30½c; dairies 23c@27c.

Eggs—Steady, receipts 2533 at mark, cases included, 19½c@21½c; firsts 27c; prime firsts 29c.

Cheese—Steady, daisies 15½c@15¾c; twins 14½c@14¾c; young Americas 15c@15¼c; long horns 15c@15¼c.

LIVERPOOL GRAIN

LIVERPOOL, Nov. 8. — Close wheat December 6l 10½d; March 6s 11¼d; May 6s 11⅝d. Weather—Rain.

NOTED POMOLOGIST DIES, AGED EIGHTY-ONE YEARS

AUGUSTA, Ga., Nov. 8.—Prosper J. A. Berckmans, a noted horticulturist, entomologist and pomologist, died today in his 81st year. He was president of the National Pomological Society, vice-president of the International Pomological Society, with headquarters in Paris, and a member of other societies.

BIRTHS, MARRIAGES AND DEATHS

DEATHS.

BERTIN—In Berkeley, November 7, 1910, Alexander Pierre, beloved husband of Marie Bertin and loving father of Mrs. Eulalie Chartier, Mrs. Bertha Sandoz, Gabriel F. Bertin, the late Ernest and Ferdinand Bertin, Henri, Henriette and Alice Bertin, Emile Sandoz, Mamie, Louise, Claire and Eulalie Bertin, a native of France, aged 74 years 10 months and 7 days.

Friends and acquaintances are respectfully invited to attend the funeral Thursday, November 10, 1910, at 9 o'clock a. m., from his late residence, 1988 University avenue, thence to St. Joseph's Church, where a requiem high mass will be celebrated for the repose of his soul, commencing at 9:30 a. m. Interment, St. Mary's Cemetery.

COX—In Oakland, Cal., November 8, 1910, James Cox, a native of Kentucky, aged 56 years.

DRUMMOND—In West Berkeley, November 7, Nora Drummond, beloved aunt of Patrick and Annie Finger, a native of Ringville, County Waterford, Ireland, aged 75 years.

LUTTRELL—In this city, November 7, Harry Joseph, beloved husband of Catherine Luttrell and loving father of Lila, Irving, Raymond and Virginia Luttrell, a native of California, aged 38 years 1 month and 28 days. A member of Athens Camp No. 47, W. O. W., and Athens Parlor, N. S. G. W. Members please attend.

McKEEVER—In Hayward, Jane McKeever, dearly beloved wife of Patrick McKeever and dearly beloved mother of Mary, Joseph, Francis and Genevieve McKeever, Mrs. Frank W. Henry and Mrs. Frank Zambrosky and beloved grandmother of Miss Helene A. Henry and Francis W. D. Zambrosky, a native of County Clare, Ireland, aged 69 years 10 months and 8 days. Notice of funeral hereafter.

MORRISSEY—In Sacramento, November 6, 1910, John, beloved son of Richard and the late Margaret Morrissey, and brother of Mrs. J. E. McCabe, a native of Ireland, aged 36 years and 9 months. Member of Teamsters' Union, No. 570.

Friends and acquaintances are respectfully invited to attend the funeral Wednesday, November 9, 1910, at 9 o'clock a. m., from the parlors of McManus & Freeman, Seventh and Castro streets, thence to St. Mary's Church, where a requiem high mass will be celebrated for the repose of his soul, commencing at 9:30 a. m. Interment, St. Mary's Cemetery.

PARKER—In this city, November 5, Edwin C., beloved husband of Minnie M. J. Parker and father of Flora B. Briskin and Harry O. Parker, a native of Iowa, aged 51 years 6 months and 11 days.

SERPA—In this city, November 7, Silvester A., beloved husband of Catherine Serpa and devoted father of Frank and Mary Serpa, a native of Flores, Azores, aged 56 years 10 months and 23 days. A member of Council No. 7, U. P. E. C.

Friends and acquaintances are respectfully invited to attend the funeral Thursday, November 10, at 9 o'clock a. m. from his late residence, 852 East Twentieth street; thence to St. Joseph's Church, where a requiem high mass will be celebrated for the repose of his soul, commencing at 10 o'clock a. m. Interment, St. Mary's Cemetery.

SMALL—In San Francisco, November 7, 1910, Elizabeth Bartlett, beloved wife of I. H. Small, and loving mother of Mrs. Leon M. Hall, Mrs. C. C. Hopkins, Mrs. W. H. Dalton and Henry I. Small, a native of Maine, aged 64 years 4 months and 14 days.

Sunset View Cemetery

NORTH BERKELEY.

now open. Development work has advanced sufficiently for the public to see and realize the importance and beauty of Sunset View Cemetery, located as it is on the genial western slope of the North Berkeley Hills.

Oakland and Emeryville people may reach this cemetery direct by San Pablo ave. County Line cars; Berkeleyans by transfer to San Pablo ave. County Line cars at Dwight way or University ave., thence by free carriage to the cemetery.

Telephone Berkeley 5466.
GEORGE R. FLETCHER, Superintendent.

INDEPENDENT OF THE TRUST

I will furnish for $75: Hearse, two hacks, embalming, shroud and cloth-covered casket.

JULIUS S. GODEAU CO.

Oakland Parlors, 1805 Franklin St.; phone 4043. S. F. Parlors, 41 Van Ness; Mkt. 711, Home M8196; and 305 Montgomery Ave.; phone Kearny 8203. Los Angeles Parlor, 857 So. Figueroa St.

TOO LATE TO CLASSIFY

CHINESE youth, good cook, wants position in family. Congregational Chinese Mission, 256 8th st.

A THOROUGHLY competent stenographer desires position. Box 6610, Tribune.

LOST—At Hale's, black bag containing silver and check. Finder please notify 2308 Buena Vista ave., Alameda; reward.

BAY-WINDOW housekeeping room, well furnished, $11. 1122 Myrtle st.

LOT in Moraeland Heights, sheltered location; overlooks Lake Merritt and San Francisco; restricted district; will build to suit; part down, balance monthly. Box B-379, Tribune.

CLASSIFIED ADVERTISEMENTS IN THE TRIBUNE PAY BIG RETURNS FOR THE MONEY INVESTED.

CHINA AND JAPAN

FAST MAIL DAILY

FOR ALL EASTERN CITIES

Carries Standard and Tourist Cars.

Latest style of equipment.

Personally conducted.

Ask ticket agents for further information.

SOUTHERN PACIFIC

TICKET OFFICES

Broadway and 13th St., Oakland; Oakland 16th-St. Depot; Oakland 7th and Broadway Depot; Oakland 1st and Broadway Depot.

Only Oakland to Chicago

LIMITED TRAIN

San Francisco "Overland Limited"

DONNER LAKE FROM THE CAR WINDOW.

SOUTHERN PACIFIC

Ticket Offices

Broadway and Thirteenth st., Oakland; Oakland, Sixteenth Street Depot; Oakland, First and Broadway Depot; Oakland, Seventh and Broadway Depot.

OAKLAND TRIBUNE, Oakland's greatest evening newspaper, guarantees its advertisers that the circulation of this paper reaches every day over 200,000 readers.

Oakland Tribune

Member American Newspaper Publishers' Association.

W. E. DARGIE, President.

JOHN F. CONNERS, Managing Editor.

J. CLEM ARNOLD, Business Manager.

Every evening and morning. Morning TRIBUNE (six days a week), 50c per month.

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Branch Office, 1068 Broadway; Phone Oakland 707.

San Francisco Office, 714 Market street, opp. Call; Phone Kearny 5610.

Berkeley Office, 2158 Center street; Telephone Berkeley 180.

Alameda Office, Schneider's Stationery Store, corner Park street and Santa Clara avenue; Telephone Alameda 559.

Fruitvale Office, Dawson's Drug Store, Fruitvale avenue and East Fourteenth street; Telephone Merritt 77.

Melrose Branch Office, Beale Drug Store, corner Forty-seventh avenue and East Fourteenth street; Phone Merritt 58.

Fitchburg Branch, Callen's Drug Store, East Fourteenth and George streets; Phone Merritt 580.

Elmhurst Branch, E. W. Eckhardt, druggist, East Fourteenth street and Bay View avenue; phone Elmhurst 76.

Richmond Branch, Fadey & Freeman's, 705 MacDonald avenue.

San Jose Agency, 26 North Second street; Telephone Main 1478.

Manager Foreign Advertising, Williams & Lawrence, New York—Brunswick building, Fifth avenue and Twenty-sixth street; Chicago—1324 Marquette building, Will T. Cresmer, representative.

A file of THE TRIBUNE can be secured at the office of Messrs. E. and J. Hardy & Co., 30-31-32 Fleet street, London. News, subscriptions and advertisements received here.

TO SUBSCRIBERS

Subscribers failing to receive their paper within a reasonable hour after publication will please report the same to THE TRIBUNE Office by telephone, and a special messenger will be dispatched with a copy of THE TRIBUNE at once.

Manuscripts or photographs submitted to the editorial department for consideration must have stamps enclosed to ensure the return of same if not accepted.

MORNING TRIBUNE.

Entered as second class matter February 21, 1908, at the Postoffice at Oakland, Cal., under act of Congress March 3, 1879.

You Can

TELEPHONE a "Want" to

The Tribune

Call Classified Department

Oakland 528

Home A2151

All advertisements intended for continuous insertion under heading "TOO LATE FOR CLASSIFICATION," 15c a line daily.

All advertisements ordered by telephone for a definite number of insertions will be charged for the time specified, subject to no rebate on discontinuance order before expiration date.

All advertisers should retain counter checks given, as no mistakes will be rectified without presentation of these receipts.

No orders recognized for advertisements for insertion "Till Forbid."

THE TRIBUNE does not guarantee the insertion of all advertisements in early mail editions.

No charge made for box rental to patrons answering advertisements requesting answers to certain box numbers.

Special Notice

Patrons of THE TRIBUNE are particularly cautioned against paying money in advance for any advertising to be placed in THE TRIBUNE unless solicitors can produce written authorization from the Business Manager.

TRIBUNE PUBLISHING CO.

LOST AND FOUND

If you lose anything advertise it here. It will be returned to you if an honest person finds it. Remarkable recoveries are brought about every day through this column.

THE TRIBUNE, Offices—Eighth and Franklin and 1068 Broadway

The Law—Section 485, Penal Code of California, is strict in requiring finders of lost property to seek the owners through advertisement and otherwise, and failure to do so, if it can be proven, involves a severe penalty.

FOUND—Monday, a lady's watch, east of Fruitvale. Phone Merritt 1353.

LOST—Watch and fob at Macdonough Theater Saturday evening, valued as keepsake. Return to St. Nicholas, Apt. 18, reward.

LOST—Envelope containing two promissory notes, valuable only to owner. Return to John F. Taylor, 761 Grove; reward.

LOST—Gold stick pin, opal setting, 22d and Broadway, Sunday afternoon. Finder please return to room 206, 1102 Broadway; L. M. Gove.

LOST—On hill west of Lake Merritt, lady's watch; monogram "A. H." on back; reward. 224 Lester ave., Oakland.

LOST—Tuesday evening Nov. 1, 1910, pocket-book containing money. Room 52, Bacon Bldg.; reward.

LOST—Fox terrier (female), white with part tan head, harness and license 1090; reward $5. Return 910 Filbert st.

LOST—Brindle bull terrier with stub tail and ears, and answers to name "Fee." Phone A-3925.

LOST—In Oakland, Sunday afternoon, small brown neck fur, reward. Phone Berkeley 872.

LOST—Gold chain with garnet and pearl pendant; reward. Phone Merritt 842.

LOST—Gray fur at Ye Liberty Theater, Sunday night. Return 1160 Webster.

WILL party who took handbag in Bell Theater last evening return to 3011 Boulevard ave., Fruitvale, reward.

CARPET CLEANING

A—CARPETS cleaned and relaid, 3c per yard; carpets cleaned, 4c per yard. Berkeley Steam Carpet Cleaning Wks., W. F. Heine, phone Berkeley 843.

A. LESTER—Gold medal steam carpet cleaning, 856 Clay—All work guaranteed. Oakland 4184, A 4184; res. A 4775.

ALAMEDA CO. Steam Carpet Cleaning Works, 612 2d st.; phone Oakland 2034, A 3354; first-class work guaranteed.

ELECTRIC vacuum cleaning, night or day contracts. 964 21st; phone Oakland 8443.

FOR experienced carpet cleaning and laying ring up Thos. Rohan, with Kinsey Furniture Co.; phone Oak. 1715, 527-529 12th st., res. phone Oak 5093.

MATHEWSON'S Carpet Beating Works, 345 E. 12th st.; phone Merritt 595.

HOUSE CLEANING

JAPANESE house cleaning, washing and gardening, 934 Telegraph. Oakland 5871.

LAUNDRY, janitors, gardeners, domestics, 964 E. 17th; Mer. 1315, a.m. Dem.

PERSONALS

A merchant would not think a woman very wise if she purchased a yard less silk for a gown than she needed—even if it were very fine silk. Nor is the merchant wise to purchase a column less advertising space than he needs, even if it is very fine advertising space—and costly.

ANY poor girl in need of a friend, a home or advice, is invited to call or write the matron of The Salvation Army Home, Beulah Heights, Cal.; phone Merritt 3827.

ELMA M. GILL, trance medium and healer. Circles Sun., Wed., 8 p. m., 614 Telegraph; phone Oakland 7548.

GENTLEMEN'S mending neatly done at 174 3d st., room 87, San Francisco.

GAS Consumers' Association reduces your bill 15% to 30%. 358 12th st.

HAVING bought the grocery store at 1507 San Pablo from Orr & Cunningham, I will not be responsible for any debts contracted by them after Oct. 31. (Signed) M. S. GODING.

HAVING sold my business (grocery store), 871 Adeline st., I will not be responsible for any debts contracted after Oct. 31, 1910. (Signed) MRS. E. HARDING.

I WILL NOT be responsible for any debts contracted by my wife, Mrs. Geo. L. Geus. (Signed) GEO. L. GEUS. Nov. 6, 1910.

L. S. CLARK, Attorney-at-Law, 851 Jackson st.—Consultation free; open evenings.

MISS F. M. MAYNARD—Electrolysis, scalp treatment, etc. 466½ 13th st., over Chinn-Beretta's; phone Oak. 3899.

MADAME STANLEY, clairvoyant and palmist, moved to 72 San Pablo.

MME. DE SALONIKA, clairvoyant, card reader; 25c, 50c. 817 Clay st.

NOTICE—I, the undersigned, having sold my business located at 4091 San Pablo ave., Oakland, Cal., will be responsible for no debts or obligations henceforth contracted in connection therewith. Dated, Nov. 4, 1910. (Signed) T. GALAN.

WESTFALL'S trance and card readings, 1-5; circles Sun., Fri., 8 p. m. 30 Telegraph ave., room 6; phone Oakland 4440.

HELP WANTED—MALE

A1 RUSTLER wanted, one well acquainted preferred; good position for right party. 318 Central Bank Bldg., bet. 10 and 11.

A1 SOLICITOR of good address for new proposition; if you are not worth $7 per day don't apply. Call bet. 10 and 11. 318 Central Bank Bldg.

DO YOU WANT TO MAKE FROM $200 TO $350 A MONTH? WE WANT A FEW ENERGETIC, AGGRESSIVE SOLICITORS; THOSE WHO WANT TO MAKE BIG MONEY, FOR IT MEANS BIG PAY TO THE MAN WHO WILL WORK. IF YOU CANNOT GIVE ALL YOUR TIME WE CAN USE ANY PORTION OF IT WITH PROFIT TO YOU. SEE GUS COHN, GENERAL MANAGER, TOP FLOOR, 408 SAN PABLO AVE.

EXPERIENCED real estate salesmen, better get in touch with Murray & Bilyeu, 149 Forsyth Bldg., Fresno, Cal., if you want a good thing this winter; excellent proposition to make big money on, in virgin field backed by the largest advertising campaign ever put on in Central California.

LADIES' tailors wanted at J. McClenegan's, 532 22d st.

WANTED—GOOD, HONEST, SOBER, RELIABLE MAN TO MAKE HIMSELF USEFUL AROUND HOUSE, CARE FOR GARDEN, GARAGE, ETC.; WAGES $20 PER MONTH, ROOM AND BOARD. 890 WALKER AVE., COR. WELDON.

WANTED—Two district managers and one superintendent of agents for reliable company; steady position and liberal remuneration; ex-industrial insurance men preferred. Call or write 227 Bacon Bldg., Oakland, Cal.

WANTED—Boy with wheel. Apply Jackson Bros., 22d and Broadway, Key Route Inn Bldg.

WANTED—Strong boy for chore work and delivery wagon. Stansfield, 3301 E. 14th st., Fruitvale.

HELP WANTED—FEMALE

A TEACHER for district school. J. B. Stearns, 2112 Shattuck ave., Berkeley.

A WOMAN cook wanted for home bakery. 1452 23d ave.

COOKS from $30 to $40, general housework girls, chambermaids, waitresses, practical nurses. Woman's E. E., 1256 Broadway; phones A 4959, Oakland 8359.

COMPETENT help wanted. Mrs. Nelson's Employment Agency, 1256 Broadway, phones Oakland 1946, A 5664.

DANISH girl wanted; no other need apply; references required; 3 in family; good salary and home to competent girl. 277 19th st., Oakland.

GOOD LIVE WOMEN SOLICITORS CAN MAKE BIGGER MONEY THAN THEY EVER MADE BEFORE BY CALLING ON GUS COHN, TOP FLOOR, 408 SAN PABLO AVE. THE PROPOSITION IS GOOD AND IF YOU ARE A HUSTLER YOU CAN EARN A BIG MONTHLY INCOME.

GOOD reliable woman for store and kitchen work for bakery. 1815 Telegraph.

GIRL; assist general housework; small family; good home. Phone Berkeley 5312, Wednesday.

LADIES, learn hairdressing at California College of Hairdressing and Beauty Culture; diplomas and formulas given; individual instruction. 967½ Market st., bet. 5th and 6th, San Francisco.

LADY wanted to solicit for carpet-cleaning works. Address Box 6493, Tribune.

RELIABLE, middle-aged woman to keep house and take care of baby 15 months old. Apply evenings, 1464 Filbert st.

ROOM given for company nights to reliable, refined lady. 3131 Hopkins st., Fruitvale.

SCHOOL girl, aged 14, to assist around house for couple of dollars and room and board. 1820 7th st.

STENOGRAPHER wanted at 140 Claremont ave., Oakland.

WANTED—Woman, experienced in bookkeeping and cashier work, for installment clothing store; must work Saturday evenings until 10 o'clock. 521 13th st.

WANTED—Girl to assist with 2 babies; some experience and reference required. 585 Walsworth ave.; phone Piedmont 2971.

WANTED—Young girl to assist in care of 2 children; a good home; wages $10 month. Phone Merritt 4090.

WANTED—A woman to work for good home; small compensation. Apply 1807 Fairview, South Berkeley.

YOUNG woman to assist with light housework and care of 3-year-old child. Phone Alameda 2705.

WANTED—A woman cook who will do some housework. 970 16th st., call Wednesday morning.

WANTED—Girl to assist with upstairs work and children. Phone Piedmont 639.

WANTED—Six lady solicitors; big commission. Call bet. 6 and 8, 561 16th st.

WANTED—Girl to cook, wash and iron, no housework. Phone Berkeley 3339.

WANTED—Girl to assist in care of two children. Phone Merritt 4090.

WANTED—Chambermaid. Hotel Holland, 22d and Grove.

WANTED—An experienced skirt hand. 1260 Grove st.

YOUNG girl to assist with child 3 years old. Phone Oakland 5374.

$12.50 PER DAY paid one lady in each town to distribute free circulars and take orders for concentrated flavoring in tubes; permanent position. J. S. Ziegler Co., Chicago.

This Ad brought Joy

LOST—Gold neck chain and locket with Masonic emblem, initials E. W. on back; gentleman's picture inside. Finder return to E WARD, 2218 College ave., and receive reward.

to a woman and returned to her the article she valued so highly.

This woman spent a few cents and recovered an article of value intrinsically and dear as a remembrance.

The Tribune

Recovered it for her through its LOST and FOUND Columns. In fact, there is hardly a want or a desire that cannot be satisfied — find roomers, rent a house, sell property, secure employment—by watching and using this page of

Oakland's Big Daily

Every Evening—Sunday Morning

Phone Your Wants

Oakland 528

Home A2151

SITUATIONS WANTED—MALE

Architects, Lawyers, Writers

when you have manuscripts to be typewritten, let an expert do it. Correspondence handled. All work done quickly and accurately; reasonable. Box 2530, Tribune.

A RELIABLE man wishes to work for board and room; not afraid of any work. Box 6607, Tribune.

A FINE Chinese boy wants position as family cook. Please call at Chinese Baptist Mission, 915 Webster st., Wong.

A YOUNG man wishes place to work for room and board while attending school. 306 12th st.; phone Oakland 8468.

A POSITION AS A DAY OR NIGHT WATCHMAN; CAN GIVE BEST OF REFERENCES. BOX 6499, TRIBUNE.

A JAPANESE boy wants position as good general worker in family. James, 320B 7th st.

AN experienced Japanese wants position as cook, waiter, all kinds housework, city or country; $40 up. 509 8th st., Oakland; phone Oakland 8028.

APARTMENTS, private, farm or any kind of work greatly needed. Care Advocate, 712 7th st.

CHINESE cook, first-class, wants position in family or boarding-house. G. Worg, M. E. Mission, 311½ 8th st.

CHINESE cook, first-class; wages $35; references; anywhere. Phone Berkeley 2906.

EXPERIENCED Japanese porter wishes position of any kind; also a boy to wash dishes evenings. Phone Oakland 6679.

JAPANESE, long experienced cook, sober, steady, wants position in good family; speaks good English; wages reasonable; Mata. Phone Oakland 6617.

JAPANESE boy wishes situation, apartment or plain cooking. 142 Santa Clara ave., Oakland; phone Piedmont 1794.

JAPANESE wishes position as school boy; small family. Phone Oakland 6224.

MIDDLE-AGED German, good gardener, wants a home; handy man about place. Box 6506, Tribune.

TWO strong men, not afraid of hard work. Call Berkeley 2730.

WANTED—Carpets to clean by the new process, without removing; price from $1 up. Epps & Saulter, 1317 7th st.; phones Oakland 2005, B 1784.

WANTED by steady, sober, middle-aged man in private place or institution, understands milking, care of horses, garden; all-round, reliable man. Box B-375, Tribune.

WANTED—All manner of house-cleaning; laying carpets a specialty. Epp & Saulter, 1317 7th st.; phones Oakland 2005 or B 1784.

WORK painting, tinting, paperhanging. 1729 13th ave.; phone Merritt 2973.

WANTED—By young man, odd-job work of any kind. 1013 Harrison st.

YOUNG man wishes work in garage. Phone Oakland 6234.

SITUATIONS WANTED—FEMALE

A YOUNG lady with experience wishes position in photo gallery; wages $1 a day to start with. Address 913 Broadway; phone Oakland 8660; phone Wednesday after 10 o'clock a. m.

A FRENCH lady from the East desires position as nurse, able to take entire charge of child; best New York city references. Apply 627½ 14th st.

A CHRISTIAN widow (50) wants permanent home, beginning November 21. Box 197, Tribune.

A RELIABLE woman wants situation in small family; light housework and cooking. Box 6481, Tribune.

AAA—FOR help of all nations, phone Hudson, Oakland 4929, A 5538.

AN elderly woman to assist in housework and care for sick people. 852 Washington st.

A LAUNDRESS and house-cleaner wants day work. Phones Berkeley 2906, F 1219.

BOOKKEEPER and cashier, experienced in double entry and ledger work. Phone Piedmont 4121.

COMPETENT woman wishes to take charge of rooming house, transient or apartment; best of references. Address Box 6446, Tribune.

COMPETENT woman wants cooking or housework. Phone Piedmont 2442.

COMPETENT Swedish cook wants position. Phone Berkeley 5050.

DRESSMAKER, experienced, wants sewing in families, $1.75. Phone Oakland 3568.

DRESSMAKER wishes a few more engagements by the day or will take work at home. Phones A 2443 Oakland 6192.

EXPERIENCED nurse wishes engagements; references. Phone Piedmont 3677.

ELDERLY lady wishes light work or companion to elderly lady; small wages, good home. Box 6480, Tribune.

EXPERIENCED waitress wishes position. Box 6700, Tribune.

FRENCH woman, good cook and general housework, wants position. Box 6604, Tribune.

FIRST-CLASS dressmaker wants engagements in families. Phone A1738 or address L. M. H., 564 14th st., Oakland.

FOR family washing, call up Mrs. McGhee, 333 Union st., Oakland, phone A 5306.

GERMAN woman wants light housework; adults; no washing; object good home; references; car fare. 760 11th st.

LAUNDRESS wants washing or ironing. Mrs. Walters, 582 55th st.

SITUATIONS WANTED—FEMALE (Continued)

NURSE, with good references, desires situation; reasonable. Answer by letter, Miss O., Postoffice box 7, Oakland.

MOTHER and daughter wish a position in private family, housework and cooking. Write letter to Mrs. A. Royal, 540 22d st.

REFINED intelligent lady, fine seamstress, practical nurse, good trunk-packer and traveling companion; references given. Mrs. V. Turner, 1266 61st street.

RELIABLE young woman with daughter wants position as working housekeeper, city or country; references. Box 6609, Tribune.

RESPONSIBLE parties wish rooming-house to take charge of; best of references. Address Box 6493, Tribune.

STENOGRAPHER and assistant bookkeeper, 2½ years' experience, competent, rapid, accurate, references, moderate salary. 1941 Ross st., Berkeley.

SEWING, experienced, by the day or at 559 10th st.

TWO experienced Finnish girls want general housework and cooking; wages $35; small family, good references. Please call at 572 Williams st., Oakland.

WANTED—Position of trust by experienced bookkeeper with unusual ability for detail work. Box 6[...] 31, Tribune.

WOMAN wants work washing and ironing by the day; $2 and car fare. Address 444 29th st., E. Oakland.

WOMAN wishes situation to do housework and plain cooking in family. 1101 Fremont ave., Fruitvale, phone Merritt 8456.

WOMAN wants position, housework and cooking; two in family. Write 668 Adeline st.; phone Home A-4388.

YOUNG woman with 3½-year-old boy wants light work in exchange for housekeeping room, or room and board. Box B-374, Tribune.

YOUNG girl would like position to assist in light housework. Box B-318, Tribune.

YOUNG girl wishes place as nurse girl or assist housework. Phone Alameda 2330.

AGENTS WANTED

TURNEY'S STUDIO — Coupon agents wanted; something new. Call after Wednesday, Nov. 9, 1910. 58-59-60, Blake block, 12th and Washington sts.

SALESMEN—SOLICITORS

EXPERIENCED solicitor to take charge of cleaning and dyeing route, partly worked up. Domestic, 321 6th st.

WANTED—Two ladies and two gentleman solicitors, salary and commission; no experience required. Dorsaz Studio, 1266 Broadway, Albany Block, Oakland.

STENOGRAPHERS

ANNE E. MARTIN, PUBLIC STENOGRAPHER — NOTARY PUBLIC

Room 47, 969 Broadway.

EMPLOYMENT OFFICES

AA — ORIENTAL Employment Bureau—Best help, city, country. 563 6th; A 3691, Oak. 2248; 731½ Clay, S. F.; Sutter 959.

AN oldest Japanese employment office, 311 7th st.; Oakland 5522. Home A 3522.

JAPANESE employment and house cleaning office. 819 7th; phone Oakland 3916.

DAY AND CONTRACT WORK

A—CORBETT & BAYLES, general contractors, jobbing, store fittings. 1114 Franklin; phones Merritt 2705, Oakland 3729.

ANY kind roofs repaired or painted. A Hillman, 506 E. 12th; drop postal card.

CARPENTER, contractor and builder; estimates gladly given on repair work. R. L. Low, 478 58th st.; Home H-6784.

HOUSE-PAINTING, papering, tinting; first-class work; reasonable. Phone Berkeley 4350.

OAKLAND Marble Works, 717 7th st.; phones Oak 3323, A 3298—Marble store fronts, steps, counters, base boards, etc.

PAINTING, paper hanging, tinting. N. W. Evans, 474 9th st.; phones Oakland 8267, A 3367.

SPIRITUALISM

MRS. ADDIE R. McMULLEN—Readings daily, 3783 Piedmont ave.; phone Pied. 2013.

PROF. GEE, medium; [...] 50c; circ Sun., Tues., Fri., 8 p. m., [...]5c. 903½ Washington st., cor. 8th.

PROF. MERTON'S readings daily; circles 25c; Sunday, Wednesday, 8 p. m. 614 Telegraph.

PALMISTRY

ORIENTAL psychic; Egyptian Tarot readings. Leo Reno, 817 San Pablo ave.

PAPERHANGERS

SCOTT Decorating Company — Paperhanging, painting, contracting; our specialty is fine paper-hanging. 1572 Linden st.; phone Oakland 6690.

PLUMBING SUPPLIES

FIVE-FT. porcelain enameled bath tub, one sanitary wash-down toilet, one elegant porcelain enameled lavatory; all complete for $39.90. Oakland Plumbing Supply Co., 812 Broadway.

PATENTS

CARLOS P. GRIFFIN, patents, late examiner U. S. Patent Office. 1201 Metropolis Bank Bldg., San Francisco.

OAKLAND Model Tool and Dye Works; inventions perfected; drawings; manufacturing. 627 9th st.

PATENT ATTORNEYS

HARRY C. SCHROEDER, U. S.-foreign patents, 417 1st Nat. Bk.; Oakland 2751.

BUSINESS CHANCES

A GOOD paying grocery, near Market and 26th; good business; too much for one to handle reason for selling; fine opportunity. Owner, Box 2600, Tribune.

A PAYING fruit store at railroad station; will pay $150 month; books open for inspection. Address Box 6430, Tribune.

FOR SALE—Established real estate business, including the office, surrey, harness, office furniture; small cash payment down, balance $10 per month and interest 6%. Box 15, Fruitvale P. O.

FOR business opportunities, grocery stores, hotels, rooming-houses, restaurants, etc., choice locations; no charge for listing. Mackin, room 9, 1219 Broadway; phone A 4055.

FIVE-ACRE place, suitable chickens, dairy or nursery, near car line, between North Berkeley and Pullman; low rent. 2030½ Broadway; phone Oakland 6483.

FOR SALE—A well established, good-paying tailor shop on account of ill-health. Address Tailor, Box 6443, Tribune.

GOOD-PAYING grocery, good location, on Grove st., for sale; reasonable; owner wants to retire. Box 6424, Tribune.

NEW stores to let; splendid opening for green grocery, furniture store, butcher, creamery, bakery, candy and ice cream parlor, tailor, hardware and paint store, etc. Apply owner, 1143 E. 20th st., or Sanders' dry goods store, 1553 23d ave., cor. 21st st., East Oakland.

SALOON on San Pablo ave.; on account of death widow wishes to sell; rent $30; lease can be arranged to suit buyer. Inquire 832 29th st.

WHOLE or half interest in old-established wood and coal business. Apply N. Heitmann, Station C, Oakland P. O.

$150—Restaurant in going order, Fruitvale; fixtures alone worth double; cheap rent.

$5500—High class general store, fully equipped; close to school; including large lot, 4-room house; see this.

For these and several other bargains see

FRUITVALE REALTY CO.,

3202 E. 12th st. (late Washington st.), Fruitvale; phone Merritt 242.

BUSINESS WANTED

WANTED—To invest $500 to $5000. What have you to offer? Box 6416, Tribune.

INVESTMENTS

8000 SHARES Burk's oil stock, 33c; 1000 shares Ventura oil development, 12c; 2 shares La Zacaulpa rubber, 180; 2000 shares Alisal, 10c. Rm. 17, Bacon Block.

MEDICAL

AA—ST. MARGARET'S Maternity Home; confinement and adoption; all women's and children's diseases treated; free treatment every Wednesday, 9 to 11 a. m. 171 E 14th st.

A—PRIVATE home before and during confinement; reasonable; adoption if desired; large grounds; home comforts. Mrs. E. Clarke, 563 21st., Oakland.

DR. ADAM LYONS, physician-surgeon, 62-68 Delger Block, Broadway and 14th, specializing genito-urinary diseases.

LADIES! Ask your druggist for Chichester's Pills, the Diamond brand; for 25 years known as the best, safest; always reliable; buy of your druggist; take no other. Chichester's Diamond Brand Pills are sold by druggists everywhere.

MME. E. SIMON, graduate midwife and electrician; private home for confinement; terms moderate; 12 to 3 p. m. 3220 Washington, Fruitvale; Merritt 167.

HAIR PHYSICIAN

DR. M. M. CARTER, hair physician—Diseases of head and hair treated; scalp and facial massage, shampooing and manicuring. Rooms 67 and 68, 1065 Washington st.; phone Oakland 3204.

PHYSICIANS' DIRECTORY

DR. F. W. D'EVELYN—Office, 2115 California st., San Francisco; phone West 1144; hours 2 to 3. Residence, 2103 Clinton ave., Alameda; phone Alameda 150; hours 9 to 10 a. m., 7 to 8 p. m.

OSTEOPATHY

DR. F. A. LACEY, Osteopathy, Electro-Therapeutics. Oakland Bank Building, Broadway-12th; phone Oakland 8463.

HAIR SPECIALISTS

SPECIAL for 30 days only, switches made from your own combings by a lady specialist at her own home; all work guaranteed; $1 each; no stock kept on hand; all goods called for and delivered. 530 Williams st.; phones Oakland 5093.

Superfluous hair painlessly removed by Electric Needle. Mrs. M. Moreau, 1065 Washington, Blake Blk., R. 69; Oak. 4897.

MASSAGE

A—VERNA COLLINS—Finely-equipped vapor-sulphur baths; one call means another. 7 Telegraph.

AAAA—ENID MAURICE, 413½ 12th st., room 1—Massage, alcohol treatments.

AAA—ALCOHOL and massage treatment. Room 5, Portland House, 462 9th st.

AA—MISS BELL LESLIE, alcohol, magnetic treatment. 512½ 8th st., room 7.

AA—MISS GONZALES cabinet and tub baths, alcohol massage. 415 15th st.

ALCOHOL rubs, tub baths, magnetic treatment. 920 Broadway, suite 5.

BELL—Massage and medicated steam baths, 920 Broadway, rm. 1, late of S. F.

BATHS and scientific massage, 906 Washington, apt. 15; phone A 1275.

FRANKIE WILLIAMS, 1154 Market st., apt. 6, S. F.—Magnetic massage.

GRADUATE scientific Swedish massage, hot tub baths. 1110 Broadway, room 3.

LESTER GORDON, tub baths, massage. 1167 Jefferson st., room 7.

LOU CARTER, 15 Telegraph ave., massage; tub baths.

MABEL CLIFFORD moved from 419 6th st. to 818 Broadway, cor. 6th, suite 17; massage.

MISS SEYMOUR, 830 Clay st., near 6th—Massage; open until 9:30; private.

MISS DUMONT, magnetic massage. 707 Van Ness ave., suite 3, S. F.

TRY New Zealand's remedy for eczema, Erher-derma. 835 17th st.

GRADUATE MASSEUR

ALBERT TRUEB — European-trained masseur. Refers to Dr. Crowley, Dr. Buetau and Dr. Hamlin. Phone Piedmont 2399. Gives treatment at your home.

HEALTHATORIUM

Ladies, Attention

Why suffer in private or undergo operations when our methods will cure you quickly and permanently?

NO DRUGS OR SURGERY.

Lady attendant; consultation free until Nov. 15, Oakland 2063. 1012 Telegraph ave. Open day and evenings.

MOVING AND STORAGE

AAA—PEOPLE'S EXPRESS CO.—The best teams and service in the city; large, well-padded vans; furniture moved, packed, store or shipped. 412-418 9th st.; phones Oak. 4447, A 2144.

BEKINS

OF COURSE.

1070 Broadway, near 12th st.

COOK-MORGAN Storing and Moving Co.—Furniture, pianos, merchandise, packing and shipping. Office 603 14th st.; phone Oakland 5235.

FURNITURE stored in separate rooms at reasonable prices. Porter, 1016 Broadway; phone Oakland 1990.

LYON STORAGE AND MOVING CO.—Packing and shipping. 437 14th st.; phones Oakland 2071; Home A-2071.

PRESCOTT Van and Storage Co.—Separate compartment; hauling free. Office 1116 23d ave.; Merritt 482, B 1144.

TAILORS

EASTERN TAILORING CO.—Best men tailors in Oakland. 312 Telegraph ave.

JAPANESE tailor for ladies, 1004 Jefferson st., near 10th st.

FOR SALE—MISCELLANEOUS

A BIG saving is made in purchasing home-made safes and vaults; factory and salesroom, 5th and Chestnut sts., Oakland; also store at 233 California st., San Francisco.

WALTZ SAFE AND LOCK CO.

A PRIZE coupon on the Hauschildt Music Co. for $108.50; for sale cheap; good only until Nov. 13, 1910; any one about to purchase a piano or paying on one will find this a real snap. Box 6497, Tribune.

A TWO-SEATED buckboard in good condition for sale. I. H. Clay & Co., 466 10th st., Oakland, Cal., phones Oakland 4189, A 2655.

AA—MEN'S, ladies, children's clothing bought and sold. Mrs. Evans, 518 8th st.; phones Oakland 2519, A 2046.

A BUNCH pullets, Leghorn and Minorca cross, also young hens. Stansfield, 3301 E. 14th, Fruitvale.

A—FAT MAN'S STORE—Large sizes in shirts and underwear. 1234 Broadway.

A FINE York fox terrier bitch. Kane's Livery Stable, 1656 Grove st.

BIG 6 sox; 6 pair wear 6 months; $1. Litholin waterproof linen collars, 25c. Tom Ronald, 1234 Broadway.

CERTIFICATE on piano for $107.50 will be sold for $10. Phone H 6718.

FOR SALE—Screw steamer, in prime condition; lumber-carrying capacity 220 feet; offered at 30% below cost to the builders; an able sea boat. W. C. Hamilton, 1218 Broadway.

FOR SALE—Now No. 6 standard Remington typewriter, $50; bargain. Room 201 Albany Block.

LIGHT delivery wagon, coffee-mill, showcases, shelving, counters, scale, cheese-cutter, bone-cutter at a bargain in lots to suit. 359 13th st., near Franklin.

ONE fresh cow, 2 springer cows for sale or trade for good horse. Mr. Korn, 92d st., corner 3d st., south, Elmhurst, phone Elmhurst 896.

ONE Jersey brindle cow, 4½ gals. milk daily. 73d ave. and Arthur st., Fitchburg.

OAKLAND House Wrecking Co. pays highest prices for old buildings. Oak. 4117.

OAK. POUND, 26th and Peralta; hunting, house dogs. Phone Oakland 893. A 1028.

SECONDHAND lumber cheap on public school grounds at San Leandro.

THE old reliable furniture dealer, 11th st., at Franklin, Oakland.

3½ H. P. MOTORCYCLE, first class order, a snap at $75. 518 E. 11th st.

WANTED—MISCELLANEOUS

A—Highest Price

GOOD cast-off clothing and shoes. Ring up Oakland 6793, or write; will call at once. Uncle Jake, 834 Washington.

AAA—ALL kinds of second-hand clothing bought and sold. J. Mulier, 530 8th st.; phones Oakland 6457, A 3034.

A 3-PIECE Tuxedo suit, size coat 36. Box B-524, Tribune.

DON'T sell your household goods until you see J. Coleman, 412 11th st., where you will realize more for it. Phone Oakland 3268.

FURNITURE WANTED—We will give you more for your furniture and household goods than you can get elsewhere. J. A. Munro & Co., 1007 Clay st., Oakland; phone Oakland 4671; 911 Phelan Building, S. F.; phone Douglas 641.

IF you must have the most money for your furniture, merchandise, etc., call up Oakland Auction Co., Meysel & Meysel, auctioneers; they will pay you the cash or sell on commission. 359-363 13th st., near Franklin; phones Oakland 4479, Home A 4479.

PIANO wanted, second-hand; must be cheap. Address 78 E 14th st.

WANTED—Second-hand gasoline launch, about 25 ft. in length, 6 ft. beam, draught not over 20 inches, 10 H. P. standard engine or one equally good; speed not less than ten miles. Address, with full particulars, stating price, Box 6453, Tribune.

WANTED—Five good seats at the football game next Saturday; will pay premium. Box 6495, Tribune.

WANTED—For spot cash, second-hand upright piano, $75 to $100. Box 6605, Tribune.

WANTED—Parrot, good talker; must be cheap for an old lady. Address 665 7th st.; phone Oakland 4714.

500 TO 1000 lbs. tea lead or good clean pipe cuttings wanted. Tribune office, 8th and Franklin sts.

ATTORNEYS AT-LAW

A—PHILIP M. WALSH, Attorney-at-Law, rooms 501-502, the Oakland Bank of Savings Bldg., 12th and Broadway, Oakland, Cal.; office phone Oakland 3032; residence phone Piedmont 3016.

B. H. GRIFFINS, Attorney-at-Law, U. S. Bank Bldg., Oakland; phone Oak. 651.

F. W. STREET AND H. M. STREET, attorneys at law, rooms 38 and 29 Macdonough Bldg., cor. 14th and Broadway, Oakland; phone Oakland 740. Special attention to mining and corporation law.

A. L. FRICK, attorney-at-law. Bacon Bldg.; phone Oakland 9206.

A. A. MOORE, attorney-at-law, 15 2d st., San Francisco.

CLINTON G. DODGE, room 305, Oakland Bank of Savings Bldg.

DUDLEY KINSELL, attorney-at-law, Oakland Bank of Savings Bldg.; phone Oakland 1534.

GEO. F WITTER JR., Attorney-at-Law, offices 417-19 First National Bank Bldg.

HARRY C. SCHROEDER, U. S. and foreign patents, 415-18 First National Bank., Oakland; phone Oakland 2751.

L. S. CLARK, Attorney-at-Law, 851 Jackson st. Consultation free; open evenings.

JAMES J. VAN HOVENBERG, Attorney-at-Law, 969 Broadway; phone Oakland 808.

F. M. BRUNER, lawyer, 872 Broadway, on the ground floor.

BEN F. WOOLNER, attorney and counselor-at-law and notary public. First National Bank Bldg., phone Oakland 29.

EDWARD R. ELIASSEN, attorney-at-law, rooms 1113 and 1115, Union Savings Bank Bldg., Oakland, Cal.; phone Oakland 1669.

R. W. KING, Attorney-at-Law, formerly Examiner Bldg., now room 761 (7th floor), Pacific Bldg., 4th and Market, S. F. General practice, court and office; no fee for consultation or in advance; moderate charges.

STANLEY MOORE, attorney-at-law, Balboa Bldg., San Francisco.

HARRY W. PULCIFER, attorney-at-law, Union Savings Bank Bldg.; phone Oakland 1669.

JOHNSON & SHAW, law office, 916 Union Savings Bank Bldg.; phone Oakland 3403.

MELVIN C. CHAPMAN, attorney-at-law, Oakland Bank of Savings Bldg.; phone Oakland 835.

PERCY C. BLACK, attorney (Reed, Black & Reed), Union Savings Bank Bldg.; phone Oakland 651.

GEO. W. REED, attorney, Union Savings Bank Bldg.; phone Oakland 651.

FREDERICK E. WHITNEY, attorney-at-law, 957 Broadway, rooms 17 and 19; phone Oakland 4873.

GEO. DeGOLIA, Oakland Bank of Savings Bldg., room 612; phone Oakland 38.

LAUNDRIES

Union Rough-Dry

LAUNDRY—Oakland 3958; Home A 2050. ALL ORDERS IN QUICK SERVICE.

Three Dozen for $1

DRESSMAKING

EVENING or street dresses made at reasonable prices; dresses made over. 678 24th st., near San Pablo ave.

FURNITURE REPAIRING

FURNITURE repairing, fine upholstering and finishing. Hunter, expert cabinet-maker, 532 Telegraph ave.; phone Oakland 2735, established 1887.

OSTRICH FEATHERS

OSTRICH feathers dyed, cleaned, curled. Mme. Romain, Sacramento Ostrich Feather Wks., 1300 Clay; Tel. Oak. 8193.

EDUCATIONAL AND MUSICAL

A Modern School for Modern Times.

Polytechnic Business College and School of Engineering. 306 12th st., Oakland, Cal. Leading Business College of the West. Courses in Business Training, Shorthand, Typewriting, Telegraphy; also Civil, Electrical, Mining and Mechanical Engineering. Summer school. Free catalogue.

A—Piano Studies—A

WRITTEN-ORAL METHOD.

You are not too old to learn. Special children's or adults courses. Double the progress in half the time at a low rate on trial term. Call, phone or write 516 32d st.; phone Piedmont 5488.

WEST - COAST CONSERVATORY OF MUSIC

A VOCAL teacher and soloist, Boston graduate, will make special rates to pupils beginning lessons this month; private lessons; Italian method. Phone Pied. 1110 for opportunity.

AA—VOICE CULTURE, piano, direc. F. Lercher; VIOLIN STUDIO, direc. Max Lercher. 578 17th st.; phone Oakland 8947.

A $110 PIANO check on Hauschildt Music Co.; highest bidder up to Nov. 8 gets it. Address Box B-533, Tribune.

ENGINEERING—Civil, elec., min., mechanical, survey, assay; day, eve.; est. 1864. Vander Naillen School, 51st and Telegraph ave., Oakland.

I WANT to sell my beautiful upright piano; terms can be arranged if necessary. Mrs. Boedefeld, 1024 Tevis st., Fruitvale.

MRS. HAMBLETON'S Grammar and Commercial School, 963 Oak st.—Grammar day school for girls and boys, also classes in bookkeeping, mathematics and business practice.

MRS. R. B. CRICHTON, experienced teacher; shorthand, speed dictation; public school work. 669 17th st.

Private Instruction

given by experienced lady teacher in English branches of both private and public school work; terms moderate; best of references. "I" 380 Fairmont ave., Oakland.

PRIVATE lessons in shorthand; Pitman system; teacher from New York Business College. 578 17th st.; Oak 9476.

SHORTHAND, TYPEWRITING, office methods, private classes, professional instruction, speed methods. Personal direction of Frederick G. Ilsen, certified teacher. Office 49, 1065 Washington st.

DANCING

PROF. STEWART'S dancing academy, Castle Hall, 377 12th. Graduates' class Tues.; beginners' class Thurs.; private by appointment. Phone Oakland 3517.

MUSICAL INSTRUMENTS

A "REGINA" music box, with 14 plates, suitable for restaurant or parlor; cost $85, H. Schellhaas' price $25; at furniture sale. 408 11th st., Oakland.

GRADUATE N. Y. College of Music, N. Y. City, desires piano pupils; phrasing a specialty, harmony taught if desired, monthly musicals. J. A. W., 1609 East 27th st., Fruitvale.

PEERLESS electric piano, cost $700, good as new; a bargain. Pioneer Loan Office, 853 Broadway, Oakland.

WE accept all so-called piano bonds and certificates issued by other piano houses at $25 more than face value. Heine Piano Co., 536 14th st.

PIANOS FOR SALE

A SMALL square piano, good condition, for $50. Inquire 1865 21st ave.

CHICKERING piano for sale, almost new; no reasonable offer refused. 536 14th street.

FISCHER piano, good as new. 550 27th street.

MY beautiful upright piano, almost new; will take easy payments rather than pay storage. Address Bargain, care Touraine Hotel.

PIANOS TO RENT

FINE pianos for rent. Kohler & Chase, 1013 Broadway. Phone Oakland 1009.

AUTOMOBILES

A BARGAIN

1908—5 passenger fully equipped Royal Tourist. In absolutely first Class condition. Equipment includes top, Prest-o-lite gas tank, brand new Firestone Demountable Tires and rims, extra tires and tubes and complete tool equipment. Must sell at once; will take $1500 cash. Box 4150. Tribune.

Automobile For Sale

CHEAP.

One 5-passenger 1910 model, absolutely like new, 30-H. P., 112-in. wheel base, 37x4 tires, Splitdorf magneto, Stromberg carburetor, top, wind-shield, speedometer, tire scens, slip covers, 3 extra casings, 3 extra tubes. This car cost the owner $2285; private reasons for selling. For further particulars and price, call at KIEL & EVANS CO., 4th and Franklin sts., Oakland, Cal.

WANT to exchange beautiful high-grade player piano for automobile. 536 14th street.

40-HORSEPOWER five-passenger auto, nearly new, excellent condition, to trade for real estate; will assume. Box B-335, Tribune.

HORSES AND VEHICLES

AAA—CUT rates for hacks, coupes and livery; best care and feed of boarders. Dashway Stables, 370 11th st.; phone Oakland 646.

A FINE family or delivery mare. 315 E. 10th st.; phone Merritt 2864.

FOR SALE—Good Saddle Horse; also good saddle and driving horse. Apply 1303 6th Ave. between 5 and 6 o'clock, or address Box 2450 Tribune.

FIFTEEN horses and mares; weight 1000 to 1300; cheap. 4134 E. 14th st., Fruitvale.

GOOD buggy, saddle and work horses for sale. 208 E. 11th; phones Merritt 1107, B 1641.

HORSES, wagons and harness, all kinds, bought, sold and exchanged, same for hire by day, week or month; auction Wednesday and Saturday, 11 a. m. 557 4th st.; phone Oakland 8992.

HORSE and business top buggy, double express wagon and harness, closed carriage, 1000-lb. mare. 370 11th st., Dashaway Stables, phone Oakland 645.

PEDDLER'S wagon, new body, good condition, $27.50 business buggy, new tires, good order $15. Wm. Abbott, E. 14th st., near High.

THIS PLACE, 717 CLAY ST., CHANGED HANDS. Under the name of Brunzel's Horse Market we have on sale privately only, mares and horses ranging in weight from 1000 to 1700 lbs., from 4 to 9 years old; all horses sold at our stable goes under the guarantee or money refunded, please give us a call. Paul Brunzel, Prop.

TWO light grocery delivery wagons, horse and harness. Apply 1366 18th st., West Oakland.

$100 PONY, 2-seated surrey, complete outfit, will trade for good saddle horse. Club Stables, 832 28th st.

MIRRORS AND GLASS.

MIRRORS re-silvered, and glazing. Oakland Mirror and Glass Beveling Works, 818 Adeline; both phones.

UNPAID WAGES COLLECTED

KENT, 969 Bdwy.—Wages, notes, accounts, attachments, suits, liens.

FURNISHED HOUSES TO LET

A 7-ROOM cottage, furnished complete; piano; 1½ blocks from Key Route; $25 if taken at once. Call 1463 Chestnut st.; party going away.

A STRICTLY modern house, completely furnished, 6 rooms and reception hall. 680 22d st.; phone Piedmont 672.

AN elegantly furnished house, 7 rooms and extra kitchen and sleeping porch; Telegraph ave., near 38th; convenient to Emeryville race track; references. Phone Piedmont 1673.

BEAUTIFUL 7-room house, completely furnished, in choicest part of Vernon Heights; aristocratic neighborhood; 186 Perry st., bet. Oakland ave. and Vernon st.; handy to car line and school; rent $50 per month. A. N. Macdonald, room 217, Bacon Bldg.; phones Oakland 5942, Home A-3546.

FURNISHED house of 9 rooms, near 22d Key Route; reasonable. 528 Jones st.

MODERN 9-room, sunny house. E. Oakland; large yard; near cars and school; rent $45. Particulars, phone Berkeley 1049.

MODERN, elegantly furnished 8-room house, choice location. Apply Metropole Hotel, phone Oakland 5746.

NICELY furnished bungalow in Linda Vista; 5 rooms and bath; rent reasonable to responsible tenants. Oakland 8092.

UNFURNISHED HOUSES TO LET

A HOUSE of 6 rooms; gas, bath and laundry; $15. Key at 354 Moss ave.

COTTAGE 5 rooms, bath, yard, large basement; near Grant school; close in; newly renovated; low rent. Key 2030½ Broadway.

COMFORTABLE house, 2 rooms, partly furnished, $7. 3121 Hopkins st., Fruitvale.

NEW 4-room modern cottage, 211 Boyd ave.; large lot and flowers; rent $16 per month, including water; key next door. 216 Boyd.

SIX-ROOM cottage, modern; $20 per month; 609 39th st. Key at 613 39th st.

TWO-ROOM cottage and sheds, north and near U. C. and car; magnificent view. Owner, 1435 Henry st., Berkeley.

TO LET—5-room cottage, ½ acre of land in fruit trees, in Melrose; $12 mo. Apply S. S. Austin, 1101 23d ave.

TO LET—Strictly modern 5-room cottage and basement. 662 33th, near Grove.

UNFURNISHED 9-room house, barn and large lot; 5-room flat, furnished; also furnished rooms. 692 24th st.

FURNISHED FLATS TO LET

COMPLETELY furnished 4-room upper sunny flat; bath; modern conveniences. 494 Hawthorne st.

COZILY furnished 4-room flat and bath. 538 35th, near Telegraph ave.

FOR RENT—6-room flat, furnished or unfurnished, water included; price $27.50 or $22; location 2512 Regent st. Phone Berkeley 1150.

FIVE-ROOM furnished flat. Apply 1062 18th st.

Kreekholm Court

Two sunny 3-room furnished flats, strictly up-to-date; near cars and Key Route; $22.50. 622 48th st.

MODERN 7-room flat, sunny and convenient; close in, but quiet location; $50 per month. Apply 662 17th st.

UNFURNISHED FLATS TO LET

AAA—$18, A FINE modern upper flat; 8 minutes' walk to 14th and Broadway; one block to 22d st. Key Route station; water free; electric lights and fuel gas; location 1563 West st.; key there. Take San Pablo ave. car to 22d st., walk west one and one-half blocks.

AN upper 5 or 6-room flat, all sunny all day; high up, beautiful view in all directions; good quiet neighborhood. 1375 16th ave.

COZY corner upper flat of 6 rooms and reception hall; gas, electricity. 2046 Grove st.; phone Oakland 8973.

FOUR sunny rooms, lower flat, $10; upstairs, 4 rooms, partly furnished. 413 Orchard, bet. Webster and Broadway.

FOR RENT—Elegant 4-room flat; bath; upper, electricity; just finished; every modern convenience. 1464 11th ave.

LOWER modern, choice flat of 5 sunny rooms; laundry, basement, yard; close in. 1466 West, cor. 20th.

FIVE-ROOM lower flat, modern, stable if wanted, rent $15, water free, 1518 13th ave.

FOUR and 5-room flats, rent reduced to right party. 916 8th, cor. Myrtle; open from 11 a. m. to 4 p. m.

NEW apartment flats, choice location; sunny; craftsman finish wall paper; disappearing beds, steam heat, vacuum cleaner, phones, garden; walking distance both trains; leading shops; reference. 1431 Webster st., Oakland.

NEW 5-room flat, reasonable to desirable parties; walking distance 12th and Broadway. No. 15 Athol ave.

SUNNY upper 3-room apartment flat; wall bed, gas range, water heater; $19. Corner Oak and 6th sts.

SUNNY flat, 7 rooms; fine condition; rent reasonable. Key 542 20th st., phone Oakland 1419.

SUNNY flat, 7 rooms; rent reasonable. Key at 542 20th st.; phone Oakland 1419.

THREE and four-room flats to let; wall and disappearing beds; beam ceilings, most modern flats in Oakland; will furnish for permanent tenant. Inquire at 2078 Grove st., near 32d.

TWO large corner bay-window rooms and bath $9 month; new and modern. 1704 Market st.

33d, 534—FOUR rooms, artistically arranged, like residence; sun in every room; open fireplace; strictly modern. Owner, 1787 Telegraph ave., near 33d street.

FURNISHED ROOMS TO LET

A LOVELY sunny bay-window room in private home, $10, also smaller front, $5, for gentleman; near S. P. and Key Route locals. 924 Filbert, or phone Oakland 3008.

AT the St. Julien, corner 12th and Jefferson—Rooms 50c per day up; hot and cold water in every room, new

At St. George, Of Course

371 13th, $1.50 to $5 week; housekeeping.

A SUNNY corner; furnished rooms; en suite or single; also housekeeping, very central. 602 14th st.

AA—NEAT, sunny room in private house; near 22d st. Key Route, reasonable. 1509 Franklin st.

AA—DESIRABLE nicely furnished sunny room; convenient to Idora Park. 5944 Telegraph ave.

A SUNNY nicely furnished room; all conveniences. 563 29th st., near Telegraph.

AA—SINGLE rooms, $2 up, hot water, free baths. 572 10th st.

AT the Central, rooms 25c-$1 a day; $1.50 $5 a week; $6 up a month. 616 12th st.

CHANGED HANDS; all outside, sunny rooms for $1.50 up; also house-keeping; quiet. 218 San Pablo ave. and 16th st., Oakland.

FOR RENT—Furnished sunny front bedroom. 1263 Brush st.

FURNISHED rooms, also housekeeping 1134 Brush, cor. 13th.

FACING park; 3 minutes to S. P. locals and cars; 5 minutes to Broadway; sunny front bay window room, with or without board. 168 9th st. phone Oakland 6910.

FURNISHED room; private family, lovely home; central; all locals; references; $6. Address Box B-331, Tribune.

FIRST-CLASS FURNISHED ROOMS by day, week or month, low rates. 509 10TH ST., COR. WASHINGTON.

FOR RENT—Nicely furnished front room, with or without board; also other rooms. 133 E. 12th st.

LARGE sunny front room, suitable for massage parlor; also single rooms. 800 Washington st.; phone A 2859.

LARGE sunny room, bath attached, $10 per month. 1761 Grove st.

LARGE sunny front room furnished, with bath and phone, reasonable. 697 21st st., bet. Grove and West.

FURNISHED ROOMS TO LET—Con.

NICELY furnished room; all conveniences, home comforts; suitable for 1 or 2 men; references required. 664 17th st.; phone Oakland 5958.

NICE room in a quiet family; carman preferred; one block from carhouse. 7 Athol ave.

NEW, sunny, large room; walking distance; board if desired; reasonable. 1280 Alice.

THREE sunny front rooms, neatly furnished, with bath; every modern convenience. 494 Hawthorne, off Telegraph.

TWO sunny furnished front rooms; gents. 838 14th, near Market.

THE ABBEY, 524 13th st.—50c, $1.50 per day; hot and cold water.

952 CLAY, near 10th—Two newly furnished sunny connecting front rooms; gas, bath, phone.

UNFURNISHED ROOMS TO LET

THREE unfurnished rooms for housekeeping or for business purposes. 1054 Broadway.

TWO unfurnished sunny basement rooms at $5 per month. 520 16th st.

ROOMS AND BOARD

AT the Elkton there are sunny rooms with board; running water; on Key Route line; Sunday dinners a specialty. 617 12th st.; phone Oakland 8043.

AA—FINE sunny room for one or two gentlemen; home cooking; near local and cars; nice neighborhood; reasonable. 859 Kirkham st., bet. 7th and 8th.

AT The Boston, 1802 Franklin, near 15th, pleasant sunny outside rooms; real home cooking.

A—LARGE sunny rooms and excellent board. Apply 1204 Madison; phone Oakland 2935.

AT The Palms, 1193 Filbert, bright sunny rooms; excellent board. Phone Oakland 2251.

EL NIDO—Rooms; home cooking; near trains and business center. 1175 Market, cor. 14th st.

FINE large suite of rooms, suitable for couple; also large single room for couple. Apply 528 27th st.

FURNISHED room to let, with or without board; 2 blocks from 12th and Broadway. 567 11th st.

JUST OPENED.

Newly furnished sunny rooms, with board, home cooking; hot water, steam heat; reasonable. 1067 Oak st., cor. 12th; phone Oakland 6763.

LARGE sunny rooms, excellent board; individual tables; large grounds. 1020 Madison, cor. 11th.

LARGE sunny room, with good board, for two; working men preferred. 1401 Castro st., cor. 18th.

LARGE sunny room with good board for two. 1401 Castro st., cor. 18th st.

NEATLY furnished room with or without board in strictly private family; gentleman or lady employed; a pleasant home for right party. Phone Piedmont 2000. 847 37th st.

NICELY furnished sunny room, suitable for two, with board, use of bath and phone; near Key Route and cars, private family. 1461 West st., near 20th.

ST. FRANCIS GIRLS' DIRECTORY, Central ave. and Waller st., San Francisco—A beautiful home where old ladies, young girls and little children can board very reasonably.

SUNNY room; private bath, sleeping porch, board. 820 19th st.; phone Oakland 4803.

SUNNY room, board, $4.50 and $5 week; home comforts; piano, bath, phone. 466 44th st.; phone Piedmont 2436.

The Elms 1397 Alice st.; phone Oakland 3302 — Delightfully situated in large grounds; sunny rooms; excellent table, also table board; near business district and all trains; terms moderate. Miss J. B. Davis, prop.

THE AVONDALE, 534 28th st., near Telegraph ave.—Rooms with private bath, also single rooms; excellent table; references.

TABLE board, $4.50 a week; private. 178 10th st., at Jackson.

THE VERNON, 1402 Franklin—Sunny rooms, board Oak. 3760; Home A 5363.

YOUNG lady will share nice room in exchange for piano lessons, also first-class board; $15 per month. Phone Berkeley 4812

CHILDREN BOARDED

CHILDREN boarded or cared for by day, week, month; good home, mother's love; reasonable. 1613 Belvedere ave.; take Richmond car to Hopkins st.; inquire at corner grocery.

INFANTS well cared for; good home; best of references. Phone Merritt 3266.

WANTED—One or two children to board; mother's care; sunny yard; piano. Call 271 E. 17th st., near Market.

STORES AND OFFICES

FIRST-CLASS FURNISHED ROOMS, SUITABLE FOR OFFICES. 509 10TH ST., COR. WASHINGTON.

FOR RENT—Splendid location for a barber shop. 2712 Fruitvale ave.

HALF of centrally located office; cheap; private. Box 6484, Tribune.

LARGE offices, 30x35, second floor of Tribune building, cor. of 8th and Franklin sts.; rent reasonable; will give a lease to a good tenant. Apply J. F. Conners, Tribune.

Porter Hall 1462 Grove st.; D. V. Deuel, sec.; O. 8244. Maple floors; lodge halls, store for rent.

$10—STORE for rent, with two living rooms, pantry and city water; 2630 Redwood ave., Fruitvale. Key at 2627.

APARTMENTS TO LET.

A COZY front apartment; nicely furnished; wall beds free gas, light and phone; 2 rooms, $22.50; 3 rooms, $25.

The Colonade

546 33d st., bet. Telegraph and Grove.

Anabel Apartments

2 and 3 rooms; hot water, steam heat; beautifully furnished; private phones; 2 blocks Key Route; reasonable. 570 24th st., near Grove.

At Newsom Apartments

New, completely furnished; phone, heat, etc. 24th and Valdez, east of Broadway.

APARTMENTS, the Safety—1, 2 and 3 rooms; new and modern; reasonable; no car fare. 728 San Pablo ave.

APARTMENTS 4 rooms and bath, completely furnished for housekeeping. 196 E. 16th st., cor. 4th ave.

APARTMENT of 4 furn. or unfurn. rooms; private bath, heat. 800 14th st.

AA—AT St. Nicolai, 16th and Clay, quiet, modern, elegantly furnished apts.

APARTMENT, 2 large sunny rooms furnished; adults. The Mentone, 658 8th st.

Belmont Apartments

Telegraph ave., at 38th st.—Furnished and unfurnished, steam heat; $25 up; phone.

Buena Vista Apartments

Finely furnished; both phones, baths; close in, near Key Route. 1411 Brush st.

BEAUTIFUL and select 3-room flats, every convenience; adults. Athol ave. and Acton place.

Casa Rosa Apartments

New, completely furnished; reasonable 1 block Key Route, 5 minutes City Hall. 1213 Market, opp 16th; phone Oak. 4164.

EXTRA, ELEGANT, LATEST

Secure one of the 2 or 3-room furnished apartments, just completed, at the elegant Frederick Apartments, 41st, near Telegraph Key Route station; $30 to $50.

FURNISHED and unfurnished apartments at the Glenwood, corner 14th and Washington.

MURI-ELL APTS.—Elegantly furn. 2, 3 rms.; steam heat; private phones; 2 blks. Key Route; $25 up. 327 Grand ave.

Palm Inn Apts., 551 25th st. New 2, 3, 4 rooms. furnished; sunny; large grounds and billiards, sleeping porches; close to Key Route.

Roslyn—19th & Telegraph

1 to 4 rooms, furnished or unfurnished.

APARTMENTS TO LET. (Continued)

Laguna Vista Apartments

Corner 22d and Harrison Boulevard, near Key Route Inn, facing lake, 10 minutes' walk to City Hall, offers apartment consisting of bedroom with wall bed, dressing-room and bath, private balcony or private entrance, and dining-room provided with latest New York labor-saving alcove kitchenette; steam heat, hot water supply, phone, janitor service; rooms cleaned twice monthly; completely furnished for $25, $30, $35, $37 per month, with extra bedroom $40 per month; also bachelor apartments with daily attendance; every room outside; finest view and location; 300 feet from nearest building; roof garden. Phone Oakland 7812.

Vue Du Lac

2d ave., at E. 16th st.; phone Merritt 1746—Perfect neatness, all conveniences and refined surroundings at the lowest rates in Oakland; Dimond car passes door.

THREE and four-room flats to let, furnished or unfurnished; wall and disappearing beds; most modern flats in Oakland. Inquire at 2078 Grove st., near 32d.

The Severn

One sunny apartment for rent. 1616 Telegraph ave.

THE DON, 22d and San Pablo ave.—Nicely furnished housekeeping apartments; every convenience; best for the price. Phone A 1420.

THE FRANCES, 572 12th—Outside rooms, $2 up.

Wollindale Apartments

Elegantly furnished, near Fourteenth and Broadway. 1330 Alice st. Phone Oakland 1812 or 1362.

HOUSES AND ROOMS WANTED

ONE, two or three unfurnished rooms, close to town. 1240 1st ave.; phone Merritt 1884.

HOUSEKEEPING ROOMS

A CORNER suite, $5; rooms, $1.50 up; electricity, laundry, phone, bath, gas free; attic $1; children taken. 506 Madison st.

A WELL-FURNISHED sunny suite, private house; use of piano; walking distance; reasonable. 889 22d st.

ARION—Pleasant, reasonable; first-class in every respect. 915 San Pablo, near 22d Key Route.

AT 548 25th st., near Telegraph, 2 or 3 sunny housekeeping rooms.

FURNISHED sunny housekeeping and single rooms, $10 month up. 275 E. 12th st.

HKPG. rooms, furn. and unfurn. at the Glenwood, 14th and Washington.

HOUSEKEEPING and single rooms, close in; rent reasonable. 1201 Alice st.

LARGE furnished and unfurnished housekeeping rooms; private phone; modern; very reasonable; on E. 14th st car line. Apply 1155 23d ave.

LARGE furnished and unfurnished housekeeping rooms; private, bath; modern; very reasonable; on E. 14th st. car line. Apply 1155 23d ave.

MODERN furnished housekeeping and single rooms; phone, electricity, bath. 644 18th st., cor. Grove.

NEWLY furnished bedroom and kitchen; central; convenient to cars and locals. 915 Filbert st.

SUNNY housekeeping and single rooms; first-class; walking distance. 646 16th st., cor. Grove.

SUNNY housekeeping rooms, also single rooms, on Key Route; phone, bath. 715 12th st.

TWO front suites of well-furnished housekeeping rooms, regular kitchens, running water, gas and coal stoves, laundry; large yard, garden; 1 block from Key Route station, near car barn, very reasonable; other rooms. 5983 Grove st., near 60th st.

TWO large sunny rooms, pantry and small kitchen; gas, electricity, phone, grate, heating stove; lower floor; private home; reasonable; 663 35th st., near Grove; convenient Key Route; no children. Call or phone before 12 noon, or after 4 p. m., phone Piedmont 2263.

The Olive

Housekeeping rooms, single, $2.50 week up; suites, $4 up; free gas, fire grate; everything clean. 930 Broadway.

TWO furnished housekeeping rooms, also one single; sunny, bath, near Key Route. 569-A Jones st.; phone Oakland 5349

TWO newly furnished; bath, phone; near Key Route; very sunny; exceptional; 2 unfurnished rooms. 938 84th st

TWO sunny housekeeping rooms, bath, sink, gas range; $12 50. 1424 Chestnut street.

TWO furnished housekeeping rooms for rent, $10. 587 35th st., near Grove.

$14.50—3 SUNNY front connecting furnished housekeeping rooms; gas range, bath, laundry; choice location; quiet, clean couple only. 1730 9th ave.

952 CLAY st., near 10th st.—Two newly furnished, sunny, connecting front rooms; gas, bath, phone.

1807 PRINCE st., Berkeley—Three neatly furnished housekeeping rooms; modern; sunny; near Grove and locals; two adults; phone.

414 15TH ST.—Elegantly furnished rooms for housekeeping, $10 per month up, including gas.

ROOMING HOUSES FOR SALE

FOR bargains in hotels, rooming houses, apartment houses and exchanges of all kinds see THOMPSON & SPILKER, 280 Bacon block, phone Oakland 7794.

TO LEASE

COMPLETELY furnished house, 6 rooms and bath; basement, large yard, gas, electricity, piano; newly papered and painted, inside and outside; 1340 Pearl st., Alameda. Apply 1236 Pearl st.

TO LEASE—For long term of years in South Berkeley, Santa Fe railroad and Delaware st., 2-story iron building, 80x50; cement floor, tank and tank house, drying shed, stables, lot 219x145. Phone Filmore 1776, S. F.

FURNITURE FOR SALE

Ashby Furniture Co.

Berkeley's popular, low-priced furniture house. Will save money on rugs. Ashby station, phone Berkeley 1648.

CASH buyers of furniture do well at H. Schellhaas', 11th st., Oakland.

FURNITURE for sale; parlor, dining-room, bedroom and kitchen furniture, cook stove, gas range, Deasy heater, bedding and dishes; no dealers. Call 1 to 8 p. m. 1373 Harrison st.

FOR SALE—Heavy green bronze iron bed with springs and mattress, complete, almost new, cheap. 1069 16th st.

WEATHERED oak buffet, $15; solid hardwood bureaus, $6 kitchen cabinets, $2 solid oak chairs, 75c, carpet, 25c per yard, matting, 10c per yard, dinner plates, 50c per dozen. See the cash buyer's friend, the reliable Oakland Auction Co 359-361-363 13th st., near Webster; phones Oakland 4479, A 4479

CLASSIFIED ADVERTISEMENTS IN THE TRIBUNE PAY BIG RETURNS FOR THE MONEY INVESTED.

COLLECTION AGENCY

OAKLAND LAW AND COLLECTION AGENCY will collect your old notes and bad debts and long-standing claims. Send us your old accounts and bad debts and we will collect them and get your money for you; terms reas. Phone Oak. 6403 or write P. O Box 203, Oakland Law & Collection A.

PHYSICIANS' COLLECTION AGENCY, 1701 E. 14TH ST.; H. H. SELLERS, MANAGER

DIAMONDS WANTED

HIGHEST prices paid for diamonds and old gold. Schoenfeld & Co., 38 San Pablo.

NOTARY PUBLIC

AA—V. D. STUART, notary public, money to loan. Tribune office, 8th and Franklin, phone Oakland 528

WANTED—OLD GOLD

HIGHEST prices paid for diamonds and old gold. Schoenfeld & Co., 38 San Pablo.

HOUSES FOR SALE

A MODERN 6-room cottage; good location; lot 40x140; bet. 2 car lines; cheap. 667 E. 27th st., East Oakland.

A RARE BARGAIN—New 5-room cottage, lot 37½x100, very cheap; must sell. Owner, 2009 Mitchell st.

BERKELEY HOME CHEAP.

Most convenient and modern home, only one-half block east of Telegraph and close to State University; seven rooms, also servant's room; finished basement; a fine garage and barn costing over $1500; lots of sunshine and in very best neighborhood; first floor of house is paneled, extra selected Oregon pine, lift also fumed oak; lot 42x136; fine conservatory on second floor; owner will sell for $7850; lot alone worth $2500; only principals need apply and cash buyers; bank would carry $5000 loan. Owner on premises, 2432 Oregon st., Berkeley.

BARGAIN—New modern 7 room house, $4200, $150 down; 6-room cottage, $100 down, price $3400. Box 423, Tribune.

FOR SALE—Fine home of seven sunny rooms; extra large closets; sleeping porch; especially ventilated room for gas stove; driveway for automobile; in fact, the kind of a home you have been looking for; located in Piedmont-by-the-Lake, one block from car line. See owner, 1215 Broadway.

FOR SALE—833 35th st., 7-room colonial house, 2-story; electric lights, gas, tinted walls, large parlor, dining-room and kitchen; 4 bedrooms, bath and 2 toilets; $500 cash, balance easy. Apply on premises.

FOR SALE—New, high-basement cottage, 5 large rooms, modern; beamed ceilings, dressing mirror and fine fixtures; on 55th st. Key Route, close to Grove st.; only $500 cash, balance monthly. Owner, 55th and Grove; phone Piedmont 2126.

FOR SALE—Modern 5-room cottage, just completed; select location; lot 40x100; easy terms; also choice building lots on terms. Inquire owner, room 214, Bacon Bldg.

FOR SALE—A fine cottage of 6 rooms, near school, Key Route and cars; close in; fine location; sacrifice; no agents. Apply owner, 1024 Union st.

FOR SALE—Modern 2-story house 7 rooms; bath, high basement. 857 Grove, bet. 7 and 8; owner.

HANDSOME shingled bungalow in green and white, near Key Route and 24th-st. cars; modern; 5 rooms, bath, pantry, laundry, fireplace, gas, electricity; large lot; chicken house and yard; garden; palms; owner leaving for east; $2600. Call 1643 Filbert st.

I WILL buy any lot you select and erect home to suit; all you pay is 2-3's down, balance like rent. C. J. Legris, 600 56th st.; phone Piedmont 1645.

MUST BE SOLD—A new, modern 5-room bungalow, beautifully finished, paneled bedrooms, excellent location; near Key Route and car line. Phone Piedmont 471

SIX-ROOM modern cottage; $300 cash down, balance $15 per month and interest. 3824 E. 14th st.

TWO cottages, one bungalow; 5 rooms; beautiful location; cash or terms; $2800, $2900, $3200. The Corbet, 462 12th st., 7 to 12 p. m.

$150 Down

5-room cottage; price $2300; view lot, near College ave. V. Wehe Co., 11 Telegraph ave.

$850 FOR my equity of $1350 in new 5-room bungalow, $3600, near Claremont Key Route; must sell. Owner, 275 41st.

$200 DOWN $20 mo, buys 4-room cottage Real Estate Xchg, 1264 Bdwy.

LOTS FOR SALE

AdamsPoint Bargain

Finest lot, Lakeside tract, 60x120, NE corner Staten and Bellevue ave; one block south Grand ave., facing narrow park strip and lake. Will sell $100 less than cost. Owner, 1894 Webster, cor. Orchard.

A MAGNIFICENT corner on 44th st. for $42.50 per foot; 40x100; within two blocks of property now being held at $55 per foot; street work all done; absolutely sure to increase in value very materially. Realty Syndicate, 1218 Broadway, Oakland.

Cheap Lots

$200 cash down, 40x115, near Key Route, 300 feet from College ave car line; street work, sidewalks complete; price $900 R. S. McHenry, 1608 Broadway, ground floor, Central Bank Bldg.

FOR SALE—Three fine lots; will build to suit; no middle men. Address A. L. Todd, 473 23d st.; phone Oakland 7392.

Here's a Real Snap

Buy this fine lot at once and make $250. The last unimproved lot in Greenwood ave., in Fourth Ave Terrace, will be sold cheap—$1100 buys it. Will take half cash, balance 6%. Entire block improved with fine homes. All other lots selling for $1250 in this neighborhood. J. C. ARNOLD, Oakland Tribune Office.

LOT for sale; Melrose Heights; terms. Apply to owner, 1276 17th ave., city.

I WAS one of the fortunate folks to get one of the best lots in East Piedmont Heights extension from Wickham Havens at a special price, and have my deposit up. I find, however, I can't possibly handle it; $25 pays my bargain; worth $300. Phone Piedmont 4276.

SNAP—Two lots adjoining, near Key Route and Telegraph 75x110; a so pair new flats, at given-away price. John Young, 516 55th.

COTTAGES FOR SALE.

NEW modern cottage 5 rooms; the owner will sell equity at a bargain; this place is situated within one block of Washington School and Bushrod Park, and only 2 blocks to Key Route and S. P. trains. Apply owner, 6007 Dover st., near 60th; Shattuck or Grove cars to 60th st.

PROPERTY WANTED

WE will get you cash for your real estate at our auction sale of Oakland property to be held Nov. 30, 1910, at 1262 Broadway. Call and see our representative at that number between 10 and 12 and 2 and 4; no charge for listing San Francisco Real Estate Auction Co

WILL give you cash for bargains; drop me a line and I will call. Address Box 6440 Tribune.

PROPERTY TO EXCHANGE

EXCHANGE equity in 5-room modern cottage for clear lot. Owner, 1811 Parker st., Berkeley.

EXCHANGE valuable paying for first payment on a home or automobile Phone H 6684.

EIGHT acres unimproved, Hayward. What have you? $2500. Box 6417, Tribune

WILL exchange King's County land, $25 per acre, for clear Oakland property. Peter M Nelson Hanford, Cal.

HOUSE MOVERS

H. B HENDERSON—Raising, shoring, moving, buildings bought and sold. 431 22d st.; phones Oak. 265 Home 5152

VALPEAU'S FEMALE PILLS

VALPEAU'S female pills are sure, best regulation pills sold; price $2 50 by express. Osgood's Drug Store, Oakland.

WATCH REPAIRING.

WATCHES cleaned, $1; main springs, $1. M J. Schoenfeld & Co., 33 San Pablo ave.

SEWING MACHINES

LOWEST prices in city and best machines of all makes, both new and second-hand; a full guarantee with each machine; expert repairing; rent by week or month. J. D Stafford, 436 San Pablo ave.; phones Oakland 2182, Home A-4026.

Classified advertisements in THE TRIBUNE pay big returns for the money invested.

MONEY TO LOAN

STRICTLY CONFIDENTIAL LOANS

Everybody feels delicate about having their money affairs made public property, and everybody wants money when they need it. Our transactions are all between the borrower and ourselves, each deal made in a clean, straightforward manner, free of all sham and with a desire to be a helpful institution to any one needing our kind of service. We inform you thoroughly of our plan and guarantee you a square deal. If not convenient for you to call at our offices phone and we will call on you. Loans made on pianos, furniture and other personal property, on your own terms. YOU are welcome to investigate.

HOUSEHOLD LOAN COMPANY

ROOMS 518 AND 519, FIFTH FLOOR, FIRST NATIONAL BANK BLDG., Broadway, San Pablo and 14th. Phones Oakland 6980 or Home A-3580.

Barrels of Money

I am prepared to make any kind of real estate loans in Oakland, Berkeley, Alameda or Fruitvale quickly, at low rates of interest, good building loans included. When you want a full loan at a low rate, ring me up or drop in and see me.

GEO. W. AUSTIN, 1018 Broadway.

F. A. WILL
Real Estate Loans

See me about the loan you want. I will give you the money at once; reasonable interest.

F. A. WILL
969 BROADWAY.

Loans on Furniture PIANOS, HORSES.

VEHICLES, WAREHOUSE RECEIPTS OR OTHER SECURITY. WITHOUT REMOVAL FROM YOUR POSSESSION.

Our specialty—loans in small amounts, FROM $10 TO $200.

All our dealings strictly confidential. All applications given prompt attention. You pay us in small monthly installments, having option to pay us in full any time, thereby saving a discount to yourself.

We are the company with the reputation for the most reasonable rates. Phone or call and get details.

MUTUAL Loan Co.
No. 5 Macdonough Bldg.

CORNER 14TH AND BROADWAY. PHONES OAKLAND 5912; HOME A-4924.

Real Estate Money Loans

Any amount quickly.

JOHNSON & MOOD

Room 8, Macdonough Bldg. Phones Oakland 265; A 3765.

SALARY AND FURNITURE LOANS

OUR SALARY LOAN DEPT. MAKES LOANS TO SALARIED PEOPLE IN DOUBLE-QUICK TIME AND UNBEKNOWN TO EMPLOYER. IN AMOUNTS FROM $10 TO $60. SEE US AND BE CONVINCED.

OUR FURNITURE LOAN DEPT. MAKES LOANS FROM $25 TO $500 ON FURNITURE, PIANOS HORSES, VEHICLES, LIVE STOCK, ETC.

TERMS.

Borrow. Repay in monthly payments for
$20—2, 3 or 4 months.
$50—3, 4 or 5 months.
$100—5, 7, 9 or 12 months.
Other amounts in proportion.

PACIFIC LOAN CO.

"THE STANDARD LOAN OFFICE."
Room 306, Bacon Building,
12th and Washington sts.
Phone Oakland 4609.

BEST TERMS, LOWEST RATES ON

Furniture, Pianos, Etc.

FLAT OR INSTALLMENT LOANS.

Vinson Brokerage Co.

ROOMS 217-218 BACON BUILDING, PHONES—OAK. 5942 HOME A-3546.

FOR LOWEST RATES BEST TERMS ON PIANOS AND FURNITURE, SEE

W. F. O'Banion
458 9TH STREET.

MONEY to loan by private party on furniture without removal; low interest; easy payments; confidential. Box 44, Alameda.

MONEY advanced salaried people permanently emp.; low rates, easy terms. D. D. Drake, 14 Playter Bldg., Bdwy., Oak.; rooms 201-2, 948 Market st., S. F.

$100 TO $100,000; 1st, 2d mortgages; any proposition. DU RAY SMITH, 1015 Broadway.

MONEY to loan on first-class Oakland property; no commission; give full particulars in first letter. Box 6603, Tribune.

Loans on Furniture PIANOS, ETC.

MADE SAME DAY AS APPLIED FOR; NO EXTRA CHARGES OR COMMISSIONS; NO PUBLICITY WHATEVER; pay a small interest each month, making payments as you can; INTEREST REDUCING WITH EACH PAYMENT, thereby saving you money. GET OUR RATES.

Keystone Brokerage Co.,

460 13th st., room 12; phone Oakland 6196.

$250 to $50,000 on real estate or building loans, 6 to 7 per cent interest.

Koenig & Kroll

878 BROADWAY, SE. COR. 8TH ST.

MONEY to loan on real property, any amount, from $500 up; interest 7%. Apply H. A. Pleitner, 1100 Fruitvale ave.

REAL ESTATE loans, 6% to 7%, made quickly. See A. N. Macdonald, 217-218 Bacon Bldg.; A 3546, Oakland 5942.

MONEY TO LOAN
On Furniture, Pianos, Automobiles, Live Stock,

real estate, 1st and 2nd mortgages, notes, etc. Terms, bank rates Confidential.

SECURITY LOAN CO.

MACDONOUGH BUILDING, OFFICE, ROOM 25, THIRD FLOOR. Phones, Oakland 1598, Home A-1354.

OUR RATES

For quick loans on furniture, pianos, horses, wagons, etc.:

ON $ 20 PAY $ .75
ON $ 50 PAY $1.75
ON $100 PAY $2.95

These payments include principal and interest; no other charges; everything private.

German-American Loan Company

829 First National Bank Bldg., 14th and Broadway, second floor. Phones A 5103; Oakland 2617.

LOANS at legal interest on furniture, etc.; don't pay more. Oakland Loan & T. Co., room 25, 1003½ Broadway; established 12 years; phone Oakland 241K.

LOANS—Building and flat; any amount; 6 and 7 per cent. Henry N. tum-Suden, 476 10th; Oakland 4478

DON'T borrow on salary until you see me. F. A. Newton, 613 Union Savings Bldg.

MONEY loaned salaried people, women keeping house and others, upon their own names, without security; cheapest rates, easiest payments; offices in 60 principal cities; save yourself money by getting our terms first. "Tolman's" 460 13th st., room 9, Oakland; Phelan Bldg., room 949, San Francisco.

AT California's largest pawnbrokers, liberal loans on diamonds, jewelry, sealskins, furs, etc.; bank rates; ladies' private office; fire and burglar proof vaults on the premises.

CALIFORNIA LOAN OFFICE, 827 Broadway, cor. 9th. Oakland.

Salaried People

MEN AND WOMEN, can borrow at lowest rates without endorser; strictly confidential. 1068 BROADWAY, ROOM 24. Oakland Discount Co.

MONEY WANTED

I WANT $20,000 on good close-in improved real estate, will pay 6 per cent. net. Communicate with Box 6491, Tribune.

WILL give $20,000 security for a flat loan of $2000 for 5 years at 8%. Owner, 1209 33d ave., Fruitvale

BUYERS' GUIDE

PATRONIZE LOCAL MERCHANTS

DRAYAGE AND STORAGE.

JAS. HENNEBERRY does all kinds of draying. Office, 423 6th st.; phones, Oak 564, A 1564; res Oak. 4980 A 3748

LADIES' HAIR GOODS.

Switches cluster curled puffs, combings made up to order. W Acenrath, ladies' hair-dresser and wig-maker, 969 Broadway, room 49; phone Oakland 1442.

LAUNDRIES.

CHINESE laundry, Yut Lee, prop., 711 San Pablo ave.; phone Pekin 46.

TOGA LAUNDRY, 1585 7th st.; phones Oak. 5084, A 1319; delivery everywhere.

LOCKSMITHS.

FOR door-openers and keys, Key Works, 861 Clay st.; phones Oakland 6717, A 1574; lawn mowers sharpened and repaired.

HAIR GOODS.

CHARLES HOFFMAN & CO., importers of human hair; manufacturers of wigs and all kinds of hair goods. 405 14th st.; phone Oakland 5006

DRESSMAKERS.

MARIE ROMELL—Ladies' tailor-made suits, latest styles; Parisian modes. 3200 Telegraph ave; phone Oak. 7284

REAL ESTATE

LAYMANCE REAL ESTATE CO.

1214-1216 BROADWAY, OAKLAND

Lake Shore Ave.

90 feet frontage at $45 a foot; classy homes sell here. Will subdivide. (216)

For Cheap Homes

Lot 50x100, street work done; near S. F. ferry service and 5th st. Price $1350 (358)

Double Frontage

40x290, fronting two fine streets; on prominent thoroughfare; carline direct to station and business center. Can build two homes here. (571)

A Bargain

$3500—Pair of modern flats, 5 rooms each, mantels gas, electricity, laundry. Both rented. Offered at a sacrifice of $1000. Not built to sell, but owner can use money to better advantage. Principals only. (516-F)

New Bungalow Sacrifice

$4000—Extra fine construction; interior craftsman style; 5-room bungalow; fine plumbing, electricity, gas; 30-foot veranda, cemented basement, laundry; floored attic, planned for two extra rooms; northwest corner, 50x100; beautiful view, fine boulevard; 10 minutes to business center. (857)

20 Per Cent Exchange

Fine modern apartment house, 45 rooms; ideally arranged; fully furnished, fine location; no carfare, near S. F. ferry service; will exchange for improved or unimproved; $20,000 mortgage can be arranged. This is a splendid proposition. No details by phone. (474)

Laymance Real Estate Co., 1214-1216 Broadway

A Modern 7-Room Home for $500

LESS THAN IT COULD POSSIBLY BE DUPLICATED FOR.

A new seven-room with sleeping porch, sun room and library, all in hardwood finish and in every way an ideal home. In the best part of the restricted Fourth Avenue Terrace, one block to car. We have been authorized to sell this for $500 less than we could duplicate the place and on terms the same as you are paying rent.

M. T. MINNEY

1259 Broadway = = Oakland

SPECIAL.

I have an option on a new, strictly high-grade building on a lot 55x103, on one of the principal cross streets of Oakland, within about 1500 feet of the City Hall, present rental from the building $600 per month gross, can get 5-year lease at $400 per month net with $2000 cash bond. This is first-class property in every respect and will bear the closest inspection. Will consider high-grade lot close in as partial payment. Price $45,000; mortgage of $25,000 can stand if desired.

D. F. MINNEY.
422 11th st., Oak., just east of Broadway.

Jones St.

8-ROOM HOUSE.
FULLY FURNISHED.

Between Telegraph av. and Grove st.; lot 40x104; cross-town electric line now being built and street being widened; non-resident owner, easy terms; will sell with or without the furniture at a low price. What we want is a bona fide cash bid over the mortgage. Chance for some one to get a real bargain. GEO. W. AUSTIN—12 Jt

Geo. W. Austin
1018 BROADWAY.

Local Markets

BUTTER, CHEESE AND EGGS.

Eggs—Per dozen, California fresh, including cases:

Grades—	Nov. 1	Nov. 2	Nov. 3	Nov. 4
Extras	53c	54c	54c	54½c
Firsts	49c	51c	51c	51c
Seconds	30c	30c	30c	30c
Storage	30½c	30½c	30½c	30½c

Butter—Per pound, California fresh:

Grades—	Nov. 1	Nov. 2	Nov. 3	Nov. 4
Extras	33½c	33½c	34½c	34½c
Firsts	30c	30c	30c	30c
Seconds	29c	29c	29c	29c
Storage	30½c	30½c	30½c	30½c

New Cheese—Per lb: New California flat, fancy, 15½c; firsts, 15c; seconds, 13c. California Young America, fancy, 16½c; firsts, 15½c; Wisconsin Daisies, 18c; Oregon fancy, 16½c; storage, California, 15c.

MEAT MARKET.
DRESSED MEATS.

Slaughterers' rates to dealers and butchers are as follows:

Beef, 9@9½c per lb for steers, 8@8½c for cows and heifers.

Veal—10@10½c for large and 10c for small. Mutton—Wethers, 9½@10c; ewes, 9@9½c per pound.

Lamb—11½@12c per pound.

Dressed pork (per lb)—13c for light and 13½c for heavy.

LIVESTOCK MARKET.

The following quotations are for good, sound livestock, delivered in Oakland, gross weight:

No. 1 fat steers, over 900 lbs, alive, 5½@5¾c per lb; under 900 lbs, 5@5¼c; second quality; all weights, 4¾@5c; thin, undesirable steers, 4@4½c.

No. 1 cows and heifers, 4¼@4½c; second quality, 4@4¼c; common, thin, undesirable cows, 3¾@3¾c.

Desirable bulls and stags, 2½@2¾c; half fat or thin bulls, 2@2¼c.

Calves—Lightweight, per lb, 5¾@6c; medium, 5¼@5½c; heavy, 4@4¾c.

Sheep—Desirable wethers, 4¼@4½c; ewes, 4@4¼c.

Lambs (per lb)—Unshorn lambs, 6@6½c.

Hogs (per lb)—Hard grain fed, weighing 100 to 140 lbs, 9¼c; 250 lbs up, 8¾@9c.

POULTRY AND GAME.

Poultry (per dozen)—Hens, $4.50@5 for small and $5.50@6.50 for large and $5@9 for extra; young roosters, $6@7; do extra, $7.50@8.50; old roosters $5@5.50; fryers, $5@6; broilers, $3.50@4; ducks, $6@7; pigeons, $1.75@2; squabs, $2.50@3, geese, $2.50@3 per pair, spring turkeys, 22@25c per lb.

Game (per dozen)—Mallard ducks, $3@4; sprig, $3@4; teal $1.50@2.50; widgeon, $3@4; canvasbacks, $4@5; spoonbills, $2, gray geese, $3@3.50; hare, $1.50@1.75; cottontail rabbits, $2@2.50.

PROVISIONS.

Cottolene—One-half bbls, 12¾c; 3 half bbls, 12⅝c; 1 tierce, 12⅝c, 2 tierces, 12½c; 3 tierces, 12⅜c per lb.

Hams and bacon—The Western Meat Company quotes as follows: Hams, 19½@20c; picnic hams, 14½c; California hams, 19c, fancy bacon, 6 to 8 lbs 30½c, 8 to 10 lbs 27c, 10 to 12 lbs 26c, sugar cured, 27c, light dry salt bacon, 8 to 10 lbs 24c, 10 to 12 lbs 22c, medium bacon, 19c; light medium bacon, 19c.

Lard—Tierces 15½c, 50s 15⅝c, 10s 16¼c, 5s 16⅜c 3s 16½c, compound lard, tierces 11¼c, 50s 12c, 10s 12⅜c, 5s 12⅝c, 3s 12¾c; yellow cooking oil, 78c per gal, white cooking oil, 80c per gal; salad oil, 95c per gal

Beef—Local prices are quoted. Export lots, inspected by the government, are $1 per bbl higher. Extra family beef, $18 per bbl; family beef, $18 per bbl, extra mess beef, $18 per bbl; half bbls, $2.40 for 25 lb kegs and $1.35 for kits. smoked beef, 21½c per lb

Pork—Extra prime, in barrels, $32; clear, $34; mess, $32; pig pork, $30; pigs' feet, $3.75 for half bbls, $2.40 for 25 lb. kegs and $1.35 for kits.

POTATOES, ONIONS AND VEGETABLES.

Potatoes—River white, 90c@$1.10 per ctl; Oregon Burbanks, $1.40; Salinas Burbanks, $1.50@1.65 per ctl, sweet potatoes, $2@2.10.

Vegetables—Tomatoes, 40@75c per box, green peas, 4@6c per lb; string beans, 2@4c per lb, lima beans, 5@6c per lb, summer squash, 75c@$1 per box eggplant, 25@40c per box, green peppers, 30@50c per box; garlic, 2½@3c per lb; cabbage, 65@75c per ctl, cucumbers, 40@60c per box; cauliflower, 50@60c per dozen, turnips, 65@75c per sack, carrots 65@75c per sack; green okra, 35@40c per box.

DECIDUOUS AND CITRUS FRUITS.

Strawberries—Per chest, $4@6.

Raspberries—Per chest, $4@7

Huckleberries—Per lb. 8@10c.

Cranberries—Coos Bay, $2.50@3.50 per box; Cape Cod, $8.50@7.50 per bbl.

Apples (per box)—Fancy 4 tier red, $1.75@$1.25, do 4½ tier, 65@85c, Newton pippins, $1; Bellflower, 90c@$1; choice fruit, 35@60c.

Pears—Winter Nellis $1.25@1.50 per box, cooking varieties, 50c@$1 per box.

Quinces—85c@$1 per box.

Figs—Black, in double layer boxes, 75c@$1.25; river pan boxes, $1.25@1.50; white, 50@60c.

Persimmons—75c@85c per box.

Pomegranates—50@$1 for small and $1@1.50 for large boxes.

Melons—Nutmeg melons, 50c@$1.25, per box; watermelons, $1.75@2.25 per dozen.

Grapes—Crates 90c@$1.10 for Isabella and 50@85c for other varieties, small boxes 50@60c for seedless, large boxes muscat, $1.25@1.50; tokay, 75c@$1, seedless, 75c@$1.25, black, 75@90c; cornichon, 75c@$1.25, wine grapes, $12@16 per ton for Zinfandel and $8@10 for Mission.

Citrus Fruits (per box)—Valencia oranges, $3.75@4 for choice and $3@3.50 for choice and $1@1.50 for standard grapefruit $4.50@5.50 for seedless; lemons, $5@6 for fancy, $3.75@4.50 for choice and $2.50@3.50 for standard; Mexican limes, $6.50@7

Tropical Fruits — Bananas, 75c@$1.75 per bunch for Hawaiian and Mexican, $2@3 for Central American; pineapples, $2.50@3.50 per dozen.

DRIED FRUITS, RAISINS, NUTS, HONEY.

Fruits—Evaporated apples, 7@7½c; fancy, 8@8½c; apricots, 11@13c, fancy Moorparks, 13½@14c; peaches, 5½@6½c, fancy, 7@7½c, prunes, new crop, 3½@5½c net to growers in the country, with 1½c premium for 30s and ¾c premium for 40s, figs, 4½@4½c, pears, 9@11c.

Raisins—New crop layers, clusters—6 crown, $2.50, 5 crown, $2, 4 crown $1.40, 3 crown, $1.15, 2 crown, $1.10, seeded, 5½@6¼c for choice and 6½c for fancy, Thompson's seedless, 5¾c for unbleached and 7½c for bleached; loose muscatel, 4 crown, 5½c, 3 crown, 4¾c 2 crown, 4¼c; seedless, 3½@3¾c; new raisins, 5¾@6c in sweatbox at Fresno

Nuts—Almonds, nonpareils, 15½c; IXL, 14½c; ne plus ultra, 13½c, peerless 12½c; Drakes, 12c, languedoes 11c; hardshell, 8c; shelled almonds, 40@55c; walnuts, 16c per lb for No. 1 softshells, 8½c for No. 2 do, pecans, 14½@15c, peanuts, 4½@5c, pine nuts, 18@20c per lb.

Honey—Water white comb, 15c; white do, 12@13c, amber do, 10@11c, extracted, 8c for white, 7½@8c for light amber and 5½@6c per lb for amber.

Beeswax—27½@30c per lb for light and 23@26c for dark

NOTICE OF TIME SET FOR PROVING WILL, ETC.

In the Superior Court of the County of Alameda, State of California.

In the matter of the estate of Katharina Philipps, deceased

Notice of time set for proving will, etc. Notice is hereby given that a petition for the probate of the will of Katharina Philipps, deceased, and for the issuance to George Sauer of letters testamentary thereon, has been filed in this Court, and that Thursday, the first day of December, A. D. 1910 at 10 o'clock A. M. of said day, at the Courtroom of Department No. 4, of said Court at the Court House in the City of Oakland, in said County of Alameda, has been set for the hearing of said petition and proving said will, when and where any person interested may appear and contest the same

Dated, Nov. 7, 1910

JOHN P. COOK, Clerk
By W. W. CRANE, Deputy Clerk
TUM SUDEN & TUM SUDEN,
Attorneys for Petitioner, 751-3 Pacific Bldg., San Francisco, Cal.

COUNTRY REAL ESTATE

INVESTORS IN EUCALYPTUS LANDS.

An unsurpassed opportunity to secure from twenty-five acres up of eucalyptus in the famous Santa Maria Valley, where the fertile soil and its proximity to the coast makes ideal conditions for the growth of these trees.

The first year you plant the trees, the second and third years you care for them, the fourth year you pay one-fourth on the purchase price of the land and one-fourth each succeeding year for three years. The land is limited to a few hundred acres in quantity and first come first served. A snap like this has never before been offered in California.

Get in on the ground floor and secure a grove worth while for little money.

For further details write A. L. Stanley, Santa Maria, Cal

FOR SALE—Unencumbered ranch; Lake Co.; 160 acres, large bearing orchard; finest water, fertile soil, timber, 5-room cottage, barn and out-buildings; no agents. For particulars address owner, Box 2404, Tribune.

Walnut Land

5 to 10-acre tracts along new electric road to Oakland; trees now bearing, will double in value in a year's time. Easy terms.

PERKINS-SMITH COMPANY,
No. 1 Telegraph ave.

FRUITVALE REAL ESTATE.

WANTED—Six 5-room bungalows, good location; 4 furnished houses to rent, 10 lots not less than 50x150; owners list your property, no charge; buyers waiting. Fruitvale Realty Co., 3202 E. 12th st.; phone Merritt 242. Fruitvale.

CECILIAN
Player Piano

The pioneer player piano developed through original ideas, unique in its construction, by far the best at its price.

The famous metal action of the CECILIAN is guaranteed by us not to rust, leak, shrink or warp.

When we claim that the CECILIAN is the easist to operate, the simplest and the most durable, we are prepared to "show proof."

You are welcome to hear the CECILIAN at any time, whether ready to buy or not.

Oakland's Piano and Music Center

Sherman Clay & Co.

STEINWAY AND OTHER PIANOS — VICTOR TALKING MACHINES.
HEADQUARTERS FOR SHEET MUSIC

Fourteenth and Clay Streets, Oakland
Kearny and Sutter Streets, San Francisco

SPECIAL
Wall Paper Sale

Imported line of English and German Papers, 25% discount. Complete domestic line from 25 to 50% discount.
Papers ranging from 5c per roll up.

James Cahill & Co.
408 TWELFTH STREET.
Window Shade Manufacturers.

Song Bird Charms Bell Audiences

SIGNORINA BEA VERERA.

In the presence of Signorina Bea Verera on the Bell Theater bill this week music lovers are having a rare treat. Signorina Verera has come to international reputation by reason of her magnificent soprano voice as well as by her rare beauty of person. In Europe she is more generally known as "The Italian Nightingale" and this charming title followed her when she came to New York. Her repertoire, it will be recognized at a glance by those versed in music, is no less remarkable than her voice, for among her numbers is Mozart's "Queen of the Night," aria from the "Magic Flute," which she renders in the original key, a feat accomplished by not one soprano singer in one hundred. "Spring Voices," with accompanying imitations of the various orchestral instruments, is another of her favorite and more difficult numbers. Her countrymen should be proud of this artist, for although Italy is noted for its famous songbirds, none are sweeter in person and in voice than Signorina Bea Verera.

Pay a little each month

A California Product
Made in a sanitary factory by California workmen and being used in hundreds of California homes.

The Kapokeen Mattress

We will trust you privately

Is made of a vegetable fibre which we import from Java. It is cased in the best grade of figured ticking, with French edge and 6-inch. box, making a delightfully soft bed that will carry you away to the land of Nod when the day is done. Manufactured and guaranteed by the John Breuner Company $15 $15

Another day less until that big event at Breuner's. Ask the man at our door; he will tell you

13th and Franklin Sts. — **Breuner's Oakland** — Your credit is good

The Oakland Bank of Savings
(Established 1867).

Resources Over $20,000,000.00

Commercial Department Has exceptional facilities for handling the accounts of firms, corporations and individuals.

Savings Department Interest bearing accounts opened in amounts of $1.00 and upward.

TrustDepartment Authorized by law to accept trusts and receive deposits of trust funds. Acts as executor, administrator, guardian and in all trust capacities.

W. W. GARTHWAITE, President.
W. B. DUNNING, Vice-President. HENRY ROGERS, Vice-President.
J. Y. ECCLESTON, Cashier and Secretary.

MILITIA RESIGNS WHEN COMRADE IS SENTENCED

DALLAS, Texas, Nov. 8.—With three line officers and four company officers having tendered their resignations and three companies urgently requesting the governor to muster them out, the Texas National Guard is demoralized as the result of the recent conviction of Sergeant Manley of Company F, who bayonetted and killed a spectator during President Taft's visit to Dallas a year ago.

Manley was given a life sentence in the penitentiary. His own company promptly asked to be relieved from future military duty.

Immediately the Kirby Rifle company of Austin and Captain Geers' company at Beaumont took similar action, and other companies are expected to follow this week.

VOTE FOR HIGH SCHOOL.

JACKSON, Cal., Nov. 8.—Complete returns in township one show that the vote yesterday in favor of a high school was 454 against 76. Partial returns from the remaining three precincts indicate that the proposition carried by at least two to one.

HOME METHODS IN THE FACTORY.

Every one knows what would happen if a housewife put down her fruit and jellies by simply pouring them from the kettle into the jars and allowing them to stand with loose covers. Her fruit would soon ferment and spoil. Cooking fats are just as liable to spoil, yet most manufacturers of lard and other cooking fats pack their products in tubs or loose-covered tins, exposed to air, dust and odors.

Cottolene, however, is packed in pails of special design, sealed absolutely air-tight, so that the makers guarantee Cottolene to remain indefinitely as sweet and as fresh as the day it was made.

BIG BEAR HOLDS UP PARTY OF AUTOISTS

WEAVERVILLE, Nov. 8.—As W. A. Goetz was automobiling with some women friends Sunday night the party was held up by a monster black bear on the road from this place to Douglas City. As they rounded a point the headlights revealed a startled bruin, who reared up on his hind feet and snarled defiance.

Goetz, at the wheel, attempted to turn aside and drive around the beast. As he turned off the beaten road a fore wheel dropped into a hole and the axle snapped. It was impossible to move the car forward or backward. The women screamed. After the bear had gazed in wonderment at the strange spectacle for a moments he ambled off into the brush on the mountain side.

A second auto party on the way from Douglas City to Weaverville picked up Goetz and his friends a few minutes later and conveyed them out of the bear zone.

McCURDY CHANGES DATE OF SEA FLIGHT

NEW YORK, Nov. 8.—The oversea flight by the aeroplane of J. A. D. McCurdy from the deck of a trans-Atlantic liner fifty miles out to Governor's Island in New York harbor, has again been changed.

It is now advanced to next Saturday, to take place from the deck of the liner Pennsylvania, which will sail at noon. As in the first announcement, McCurdy plans to carry a bag of mail.

Glenn H. Curtiss, for whom McCurdy flies, says: "Nothing but a gale will prevent the flight. I have every confidence that McCurdy will land the United States mails on Governor's Island."

KEEFE ON WAY TO ASSIST IN PROBE

The Commissioner General of Immigration to Investigate North's Office.

WASHINGTON, Nov. 8.—Commissioner General of Immigration Keefe is on his way to San Francisco to assist Commissioner of Immigration Stewart in his investigation of the San Francisco immigration office. Keefe left Washington last Saturday, but is not expected to reach San Francisco for a week or more, as he will make several stops on the way. From San Francisco he will go to Honolulu to investigate immigration matters.

Affairs in the San Francisco immigration office have presented such a bad appearance to Stewart's superficial investigation that the appearance of the commissioner general of immigration himself was requested.

Protect Yourself!
AT FOUNTAINS, HOTELS, OR ELSEWHERE
Get the
Original and Genuine
HORLICK'S MALTED MILK
"Others are Imitations"
The Food Drink for All Ages
RICH MILK, MALT GRAIN EXTRACT, IN POWDER
Not in any Milk Trust
Insist on "HORLICK'S"
Take a package home

PUBLIC WORKERS ANNEX BALL GAME

Down Tossers of City Street Department by Narrow Margin of 1 to 10.

The champions in the Board of Public Works have put it all over the employees of the Street Department by a big victory in some lively ball tossing on the Freeman's park diamond Saturday afternoon, when the public workers defeated their opponents by a score of 11 to 10. "Doc" Meskiman, the big leaguer, was umpire, and gave entire satisfaction. The Street Department boys state, however, that the only reason the Board of Public Works won the day was because Secretary James Nelson, hampered by a hobble skirt, was retired from the side early in the game.

The star play of the day was made by C. H. Frost the street department's capable right fielder, who caught a fly with both hands and threw a man out who was walking away.

City Engineer Turner, the Board of Public Works' center fielder came to grief early in the game when he fell against the back fence putting his leg out of commission for a time.

Turner recovered however sufficiently to be on hand at the big banquet given by the losing side at Brown town cafe at 7 30 o'clock that night, which proved an appreciatable climax to the day's hard work.

The winners are now to be challenged for a game by the Board of Health department, the game to be played in the near future.

The line-up for the two teams follows:

Board of Public Works—Harry White, pitcher; Tom Fake, catcher, B. Anderson, first base; James Mahon, second base James Nelson, short stop, City Engineer Turner, center field Tom McKee, third base, S. Nelson, right field, Howard Crittendon, left field.

The Street Department—Dr Wilkinson, pitcher Davy Walthauer catcher, W. W. Blair, first base Maddox, second base; "Pittsburg" Nolan, short stop, Warner third base; C. H. Frost, right field, center field; Elder, left field; alternates, Leo McCarthy, C. B. Clark.

GATHER FROM 4 STATES TO MOURN WRONG MAN

DANVILLE, Ill., Nov. 8.—After all preparations had been made to hold his funeral and after relatives had assembled here from Illinois, Indiana, Ohio and Kentucky it was learned that Baker Poole of McKeesport, Pa., is still alive, despite the fact that a body was shipped here from McKeesport and consigned to his father.

Poole is supposed to have died at McKesport last Friday. Two women, who claimed to be his daughters, were at his bedside and they notified the family here.

When the coffin was opened it was found that the body was not that of Poole. The house of mourning was turned into a house of joy last night.

BREAKS CROSS-COUNTRY RECORD IN AEROPLANE

COLUMBUS, O., Nov. 8.—Phil O. Parmalee, in a Wright aeroplane yesterday made the fastest cross-country flight from Dayton direct to Columbus passing over south Charleston and London.

The airline distance, as given out by the Wrights, is 85 miles, and the flight was made in 56 minutes. Parmalee carried $1000 worth of silk for a dry goods firm and it was said this was the first time the biplane had been put to such commercial use.

Parmalee flew to a height of 3000 feet.

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M. HENRY SMITH.

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